

Newark, New Jersey, January 8, 1992

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:18 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Joseph J. Granato, St. Lucy's Church.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Hugh Gallagher, Public Relations Consultant Lois Redisch, Legislative Research Officer Elmer Herrmann, Intergovernmental Liaison Office Joseph Bradley, Lieutenant Joseph Pandolfo and Lieutenant Lloyd Peterman, Sergeants-At-Arms.

Absent: Council Member Carrino.

(Council Member Carrino arrived 1:32 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council."

In addition, the agenda of this meeting was similarly disseminated on January 2, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule as required by law.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance held November 14, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-b. The City Clerk presented Annual Report of the Sewer Contribution of the Municipalities organized in Joint Meeting (For the purpose of Assessment for the year 1992)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Bond Hearing, held November 22, 1991.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

January 8, 1992

- 4-d. The City Clerk presented Copy of Minutes of Meeting and Public Budget Hearing for 1991, North Jersey District Water Supply Commission, Manaque North, held November 15, 1991.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 4-e. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque South, held November 15, 1991.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 4-f. The City Clerk presented Copy of Minutes of Special Meeting of the Housing Authority of the City of Newark, held October 24, 1991.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 4-g. The City Clerk presented Copy of Minutes of Meeting of the Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in the City of Newark, held November 21, 1991.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 4-h. The City Clerk presented Copy of Minutes of Meeting of the Housing Authority of the City of Newark, held November 21, 1991.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

FINDINGS OF FACT - BOARD OF ADJUSTMENT.

- 4-A-1. In the Matter of Application of Hilbert Ruiz, Applicant, Hilbert and Benigna Ruiz, Owners, to permit in a Second Business and First Industrial Districts, Automobile, Body and Fender Repairs and Spray Painting and with accessory parking conducive to a back-out maneuver onto an arterial street on premises 597-605 Springfield Avenue and 696 South 14th Street. (South Ward)
(Copy of transcript submitted to each Member of the Council)
(Mr. Charles Richardson, King William Grand Lodge, A.F. & A.M. and Mrs. Louise Dancy, Queen of Sheba Grand Chapter, O.E.S., Appellants)
(Board of Adjustment hearing held April 25, 1990)
(Transcript filed May 10, 1991)

January 8, 1992

A motion to defer action on this matter was made by Council Member Bradley, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

ORDINANCES AND HEARINGS OF CITIZENS.

Ordinances on First Reading.

President Tucker called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Painter in the Department of Engineering).

(Abolishes title no longer required for use by Department of Engineering.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Acting Business Administrator Grant and Engineering Director Zach met with the Council January 7, 1992.)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

6-F-b.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Horticulturist in the Department of Engineering).

(Horticulturist 1 1/1/91 \$28,217.18 - \$33,932.98
(35 Hours))

(Creating title of Horticulturist which more appropriately describes duties and responsibilities of employee serving in position. Old title is common title. No salary change. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

- 6-F-c. The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-Way Street) (East Ward)
 (Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 6-F-d. The City Clerk read An ordinance amending Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by rescinding parking prohibitions on Broad Street. (East Ward)

(Deleting:

Broad Street, from South Street to Poinier Street.

West side, from 7:00 A.M. to 9:30 A.M., Monday through Friday.

Broad Street, from Pionier Street to South Street.

East side, from 4:00 P.M. to 6:00 P.m., Monday through Friday.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

- 6-F-e. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Dickerson Street as a Through Street. (Central Ward)

(Dickerson Street

Between Roseville Avenue and Norfolk Street

Between 1st Street and Norfolk Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-f.

The City Clerk read **An ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 20, Public Garages, Section 1(c), Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented** (Amends definition of "Public Garage" to clarify businesses governed thereby.) (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

6-F-g.

The City Clerk read **An ordinance granting the President of the Municipal Council the responsibility to approve all legislation pertaining to street dedications for honorary and ceremonial purposes.**

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

6-F-h.

The City Clerk read **An ordinance to amend and supplement Title 8, Business and Occupations, Chapter 20, Public Garages of the City of Newark, New Jersey, 1966, as amended and supplemented, by exempting the requirements of a privacy fence for premises located in business districts as well as industrial districts.**

(Exempts premises located in business and industrial districts from requirement of privacy fence, but requires them to have chain-linked fence)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent.

The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

January 8, 1992

A motion to consider Item 8-c on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-i.

The City Clerk read Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create certain titles in the Department of Finance).

(6 titles)

(Creating 6 titles in Department of Finance necessary to accommodate transferal of functions of Division of Data Processing and transfer of functional responsibility for issuance of licenses from Department of Land Use Control to Division of Tax Abatement and Special Taxes in Department of Finance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

A motion to consider Item 8-e on Ordinances on First reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-j.

The City Clerk read Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create certain titles in the Department of Engineering).

(8 titles)

(Creating 8 titles in Department of Engineering to accommodate transferal of functions associated with care of city parks and grounds from Division of Parks and Grounds to Division of Sanitation within Department of Engineering, and transfer of Functional responsibility for issuance of permits from Department of Land Use Control to Department of Engineering)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

7
January 8, 1992

A motion to consider Item 8-f on Ordinances on First reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-k.

The City Clerk read Ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By reorganizing divisions within the Department of Finance).

(Transfers functional responsibility for Data Processing services from Department of Administration and functional responsibility for issuance of licenses from Department of Land Use Control to Division of Tax Abatement and Special Tax in Department of Finance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

A motion to consider Item 8-g on Ordinances on First reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-l.

The City Clerk read Ordinance amending Title Two, Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By abolishing the Division of Permits and Licenses within the Department of Land Use Control).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Villani, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

January 8, 1992

A motion to consider Item 8-h on Ordinances on First reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-m.

The City Clerk read Ordinance to amend and supplement, Title Two, Administration, Chapter 9A, Department of Engineering, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By reorganizing the divisions within the Department of Engineering).

(Transfers functional responsibility for issuance of permits from Department of Land Use Control and functional responsibility for care of city parks heretofore entrusted to Department of General Services to Department of Engineering)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

A motion to consider Item 8-i on Ordinances on First reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-n.

The City Clerk read Ordinance to amend and supplement Title Two, Administration, Chapter 9B, Department of General Services, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By reorganizing the divisions within the Department of General Services and repealing sections therein).

(Abolishes Division of Parks and Grounds and re-establishes functional responsibilities heretofore entrusted to Division of Office Services within Division of Public Buildings)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

January 8, 1992

A motion to consider Item 8-j on Ordinances on First reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-o.

The City Clerk read Ordinance amending Title Two, Administration, Chapter Five, Department of Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By abolishing the Division of Office Services and the Division of Data Processing).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

A motion to consider Item 8-k on Ordinances on First reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-p.

The City Clerk read Ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By abolishing the Office of Citizen Services).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. The ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 22, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets.

January 8, 1992

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following;

Clinton Street, north side, from Broad to Lawrence Street;

Section 2. That Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the following:

No parking at any time between the hours of 7 A.M. and 6 P.M.

Clinton Street, north side, from Broad Street to Mulberry Street.

Halsey Street, between Washington Place and Branford Place, east and west sides.

Section 3. Any existing ordinances or parts thereof in consistent with this are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance changes the Parking Prohibited At All Times on Clinton and Halsey Streets to Parking Prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

(Council Member Carrino arrived 1:33 P.M.)

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street.

January 8, 1992

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

South 10th Street - east side
From Woodland Avenue to Springfield Avenue

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. This ordinance requires approval by the Commissioner of Transportation.

STATEMENT: This ordinance rescinds the "No Parking Anytime" prohibition on South 10th Street between Woodland Avenue and Springfield Avenue.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Bradley, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following

Kerrigan Boulevard and Ivy Street:
Stop signs shall be installed on all approaches.

Section 2. Any ordinance inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes a traffic regulation requiring all vehicles to stop at the intersection of Kerrigan Boulevard and Ivy Street before crossing or entering from each direction.

January 8, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Delavan Avenue and North 8th Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following

Delavan Avenue and North 8th Street:
Stop signs shall be installed on all approaches.

Section 2. Any ordinance inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes a traffic regulation requiring all vehicles to stop at the intersection of Delavan & North 8th Street before crossing or entering from each direction.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

January 8, 1992

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of North 6th Street and 3rd Avenue West.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended thereto to following:

North 6th Street and 3rd Avenue West:
Stop signs shall be installed on all approaches

Section 2. Any ordinance inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes a traffic regulation requiring all vehicles to stop at the intersection of North 6th Street and 3rd Avenue West before crossing or entering from each direction.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Woodside Place as a One-way Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

January 8, 1992

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of North 6th Street and 3rd Avenue West.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended thereto to following:

North 6th Street and 3rd Avenue West:
Stop signs shall be installed on all approaches

Section 2. Any ordinance inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes a traffic regulation requiring all vehicles to stop at the intersection of North 6th Street and 3rd Avenue West before crossing or entering from each direction.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Woodside Place as a One-way Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

January 8, 1992

Woodside Place:
West/Northbound, from Summer Avenue to Arlington Avenue.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes one-way street on Woodside Place.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended thereto to following:

18th Avenue and South 20th Street:
Stop signs shall be installed on all approaches.

Section 2. Any ordinance inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes a traffic regulation requiring all vehicles to stop at the intersection of 18th Avenue and South 20th Street before crossing or entering from each direction.

January 8, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-j, December 19, 1990, entitled "Ordinance amending and supplementing Title 16, Land Subdivision, Chapter 9, Section 6 (Exceptions).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Ordinance 6S & FJ adopted December 19, 1990, be and the same is hereby amended as follows:
2. Title 16, Chapter 9, Section 6 shall be amended and supplemented to read as follows:

16:9-6 EXCEPTIONS

Site Plan review shall not be required for (a) construction of detached one or two family dwelling units which are not part of a planned unit development. Said constructed units

1. can not be adjacent,
2. can not be within the same tax block, or
3. scattered.

Amendment indicated by underline.

STATEMENT OF PURPOSE

This ordinance amends Ordinance 6S & FJ adopted December 19, 1990, to correct errors and inconsistencies in the Land Use Ordinance.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 8, 1992

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended thereto by adding the following;

19th Avenue and South 19th Street:
Stop signs shall be installed on all approaches.

Section 2. Any ordinance inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes a traffic regulation requiring all vehicles to stop at the intersection of 19th Avenue and South 19th Street before crossing or entering from each direction.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker directed the City Clerk to communicate with Engineering Director Zach requesting that he review the traffic ordinances that were deferred awaiting approval of the Department of Transportation, Division of Traffic Engineering and for any of them that 90 day emergency resolutions can be utilized, resolutions be prepared for the meeting of January 22, 1992.

ORDINANCES ON SECOND READING AND FINAL PASSAGE

President Tucker called for ordinances on second reading and final passage.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

January 8, 1992

Ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Permits for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of Pay Phones on the City of Newark's Sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the Public's use of the Streets and Sidewalks.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on the ordinance was made by Council Member Bradley, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

Council Member Rice, through the Chair, requested the Chairperson on the Council Committee on Communications to call for a meeting; further directing the City Clerk to communicate with Division of Licenses and Permits Director Kerr, requesting a listing of all permits obtained by New Jersey Bell or independent contractors to install pay telephones; the information should list the name of the telephone company, location of telephone, permit number and the date of the permit to be complied for the last 2 years.

Council Member Carrino, through the Chair, directed the City Clerk to communicate with Acting Manager Szymanski, Division of Office Services requesting a list of all pay telephones that have been removed per Council request.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertise in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street.

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Engineering)

(Public Hearing Closed)

A motion to close the hearing and defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

HEARINGS OF CITIZENS.

6-HC-a. MR. URULEE WATSON, 307 CLINTON AVENUE, NEWARK, NEW JERSEY, updated the Members of the Municipal Council with respect to proposed homeless shelter to be located at 311-319 Clinton Avenue.

6-HC-b. MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the critical issue of Homelessness.

January 8, 1992

President Tucker directed the City Clerk to forward a verbatim transcript of remarks made by Mr. Hurtz to Health and Human Services Acting Director Ruffin for her attention and necessary action.

6-HC-c. MR. HAROLD EDWARDS, 114 WEEQUAHIC AVENUE, NEWARK, NEW JERSEY.

6-HC-d. MS. MARGUERITE BUSH, 87 TILLINGHAST STREET, NEWARK, NEW JERSEY.

The above-mentioned speakers addressed the Members of the Municipal Council with respect to the Clinton Hill Community and Early Childhood Center, Inc., formerly the Clinton Hill Branch of the YMCA, requesting emergency assistance for securing funds.

A motion to permit Ms. Jean Givens to be heard under "Hearings of Citizens" was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-HC-e. MS. JEAN GIVENS, 53 MAGNOLIA STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to stolen vehicles, particularly in her area.

Council Member Branch, through the chair, directed the City Clerk to invite Acting Business Administrator Grant, Police Director Celester, the Captain of the West District, Ms. Givens and other residents within the community to meet with the Council at a future Special Conference to discuss this matter.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. Resolution approving tax abatement and financial agreement for Broad Newark Urban Renewal Corporation for rehabilitation of former S. Klein building into retail/commercial space at 689-691 Broad Street, Block 52, Lot 38, granting exemption from taxation on improvements for a co-terminus period of 15 years from the date of issuance of Certificate of Occupancy to coincide with completion of Phase I and pursuant to N.J.S.A. 40:55C-65, and only so long as the entity is subject to and complies with said Financial Agreement and said Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon the further condition that the entity withdraw its pending tax appeal and does not file a petition of tax appeal for premises during period of exemption, except as the Financial Agreement permits; further requiring that the Three Phase project be completed within three years from the adoption of this resolution.

(Formula is to be calculated at 2% of the project cost for the first five years and 15% of annual gross revenue for the last ten years.)

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by adding thereto "however the annual service charge shall be calculated as 2% of the total project cost for the first five years of the tax abatement term and thereafter 15% of the annual gross revenue; all phases of the project shall be co-terminus and failure to complete the entire project and each phase within three years shall be grounds for rescission of the tax abatement. The entity shall also be required to complete Phase I in conformance with their application and the conditions identified in the Director of Engineering's report attached as Exhibit "A"; however, the Broad Street and Halsey Street facade are to be completed within a two year period or the tax abatement shall be considered for rescission by the Municipal Council," was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

January 8, 1992

A motion to adopt the resolution, as amended, was made by Council Member Harris, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani.

Not Voting: President Tucker.

- 7-R-b. Resolution authorizing solicitation of bids for leasing of City-owned property known as 98-102 Orange Street, Block 45, Lots 3, 4, 5; pursuant to N.J.S.A. 40A:12-14(a), and authorizing advertising and setting return date for acceptance of final bid for leasing of same under specified conditions.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-c. Resolution ratifying and authorizing Business Administrator to execute agreement with Newark Economic Development Corporation granting \$15,000. as matching funds, to match a \$45,000. New Jersey Urban Development Corporation study grant, to determine feasibility of construction a trade show and convention center in City of Newark, for period November 30, 1991 to May 31, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Acting Business Administrator Grant and Executive Director Newark Economic Development Corporation Faiella met with the Council January 7, 1992)

A motion to defer action on the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-d. Resolution amending and ratifying Tax Abatement application and Financial Agreement for Blue Cross/Blue Shield of New Jersey, Inc., 33 Washington Street, Block 35, Lot 1 approved by Resolution 7-R-c (S), February 27, 1990; ratification from February 27, 1990 to the present; further amends financial agreement as follows; amends total project cost to \$17,070,552. from \$16,390,000.; requires that all profits be returned to the City of Newark; allows for certain depreciable items; allows intercompany loans and allocation of funds as mortgage financing.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Acting Corporation Counsel Watson and Manager Alexander, Division of Tax Abatements/Special Taxes met with the Council January 7, 1992)

A motion to amend the resolution by adding thereto "The Entity acknowledges and agrees that in addition to the payment of the annual service charge and annual adjustment (tax levy), it shall be required to pay an annual administrative fee to the City. The annual administrative fee shall be 2.5% of the annual service charge payable and due on or before December 31st of each year. Exhibit "D" attached hereto shall also be included in the financial agreement as an example of the tentative service in lieu of taxes charges for the entity; the entity shall be required to submit all revised certified financial audits outstanding from 1985 to and including 1991 and make payment of all profits and penalties due to the City within 60 days from the adoption of this resolution. Failure to comply shall be grounds for rescission of the herein tax abatement extension; all conditions and provisions of the Tax Abatement approved by Municipal Council Resolution 7-R-c (S-1) adopted February 27, 1990, which are not inconsistent with the herein financial agreement shall remain unchanged and in effect" was made by Council Member Harris, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani.

Not Voting: Council Members Rice, President Tucker.

A motion to adopt the resolution, as amended, was made by Council Member Harris, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Villani.

Not Voting: Council Members Carrino, Rice, President Tucker.

- 7-R-e. Resolution authorizing Mayor to enter into contract with Gustav Henningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one (1) year, for sum not to exceed \$75,000. (Contract awarded without competitive bidding as a "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution awaiting a written report from Mr. Henningburg was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-f. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Aljira Art Gallery, 2 Washington Place, Newark, New Jersey, 07102, to provide quality cultural programming for its residents, for period May 1, 1991 to April 30, 1992, contract shall not exceed \$10,000., funds provided by H.C.D.A., Year XVII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-g. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Community School of the Arts, 89 Lincoln Park, Newark, New Jersey, 07102, to provide visual and performing art lessons for its residents, for period September 1, 1991 to June 30, 1992, contract shall not exceed \$100,000., funds provided by H.C.D.A., Year XVII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-h. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Sherman Community Day Care Center, 134 Clinton Avenue, Newark, New Jersey, 07114, to provide day care services, for period June 1, 1991 to May 31, 1992, contract shall not exceed \$34,418., funds provided by H.C.D.A., Year XVII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-i. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Offender Aid and Restoration, Inc., 303 University Avenue, Newark, New Jersey, 07102, to provide emergency assistance and counseling services to low and moderate income ex-offenders residing in the City, for period May 1, 1991 to April 30, 1992, contract shall not exceed \$25,000., funds provided by H.C.D.A., Year XVII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

January 8, 1992

- 7-R-j. Resolution authorizing Mayor and Acting Director of Health and Human Services to execute a hold harmless and indemnification agreement providing for the indemnification of Public Service Electric & Gas Company for any claims arising out of use of their utility poles numbered 4299-4300 on March 8, 1992. (Division of Recreation/Cultural Affairs' 18th Annual Distance Classic)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-k. Resolution authorizing Mayor and Acting Director of Health and Human Services to execute a hold harmless and indemnification agreement providing for the indemnification of Rutgers University for any claims arising out of use of the Newark Rutgers Gymnasium on March 8, 1992. (Division of Recreation/Cultural Affairs' 18th Annual Distance Classic)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-l. Resolution authorizing Mayor and Director of Development to enter into and execute contract with Newark Transitional Supervised Living Program Inc., a New Jersey Non-Profit Corporation, for purpose of renovating the third floor of 212 Peshine Avenue, Newark, New Jersey, to house troubled female teenagers for independent living as an alternative to the juvenile system, for period February 1, 1992 to March 31, 1993, Newark Transitional Supervised Living Program Inc. shall receive funds totalling \$25,000., funds provided by H.C.D.A., Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-m. Resolution authorizing Mayor and Director of Development to enter into and execute contract with Newark Foster Parent Association Incorporated, a New Jersey Non-Profit Corporation, for purpose of renovating 800 Clinton Avenue, Newark, New Jersey, to provide supervised living quarters for adolescent females, for period February 1, 1992 to March 31, 1993, Newark Foster Parent Association Incorporated shall receive funds totalling \$25,000., funds provided by H.C.D.A., Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-n. Resolution amending Resolution 7-R-a, December 7, 1990, authorizing Director of Development to negotiate contract not to exceed \$105,000. with Haymes Security, Inc., for installation of Security Cameras in the Central Business District in conjunction with the Downtown Security Gate Project, to commence on or about October 27, 1990 and terminating February 20, 1991, by extending time of performance until December 31, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, Villani.
Not Voting: Council Members Harris, President Tucker.

January 8, 1992

- 7-R-o. **Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A. (In accordance with ordinance)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-p. **Resolution authorizing Mayor and Police Director to enter into agreement with New Jersey Department of Law and Public Safety, Office of Highway Traffic Safety, to receive and expend funds in amount of \$24,286. for a Speed/Occupant Restraint Enforcement Project. (City of Newark has developed an operational plan to assign two officers, two days a week, four hours per day at designated locations of high accident volume to enforce traffic safety in order to reduce the number of traffic accidents occurring in City)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-q. **Resolution authorizing Director of Finance to issue check in amount of \$77,500., payable to Ronald Keith England and Richard J. Simon, his attorney, 142 Livingston Avenue, New Brunswick, New Jersey, 08901, upon receipt of all documents deemed necessary by Corporation Counsel, instituted suit in United States District Court for the District of New Jersey, seeking damages for personal injuries allegedly sustained as a result of actions by employees of City of Newark on November 27, 1987.**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Acting Corporation Counsel Watson met with the Council January 7, 1992)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-r. **Resolution authorizing Director of Finance to issue refund check in amount of \$500. to Mr. Antoine Zamor, 820 Canton Street, Elizabeth, New Jersey, 07202, the holder of Taxicab Medallion No. 512 withdrew his offer for sale.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-s. **Resolution authorizing Director of Finance to issue check in sum of \$907.20 payable to Samuel T. & Carol H. Allen, 137 Bessida Street, Bloomfield, New Jersey, 07003, upon receipt of all documents deemed necessary by Corporation Counsel, for refund of A.B.C. Renewal License for 1991-1992, which renewal was subsequently denied by Director, Division of State A.B.C.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-t. **Resolution authorizing Director of Finance to issue checks to persons and in amounts shown, totalling \$779,709.24 for overpayments carried on books and records of Tax Collector by reason of State Board Judgements, County Board Judgments and Cash Overpayments for years 1986, 1988, 1989, 1990 and 1991.**

(Copy of resolution and correspondence submitted to each Member of the Council)

January 8, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-u.** Resolution authorizing Director of Finance to issue check in amount of \$12,400., to H.R. Lambert, Inc., refund of deposit paid at time of auction, for purchase of City-owned properties known as 400-406, 430, 500-504, 506, 516, 526-528, 530-532, 537, 539 Central Avenue. (City unable to convey marketable titles)
(Central and West Wards)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-v.** Resolution authorizing Director of Finance to issue check in amount of \$2,750., to Dorothy Ihe, refund of deposit paid at time of auction, for purchase of City-owned property known as 348-350 Ridgewood Avenue, Block 3564, Lots 33 and 34. (City unable to convey marketable titles) (South Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-w.** Resolution accepting bids of Hernan Rodriquez, t/a Herco Productions, highest responsible bidder, for leasing of city-owned property 195 Bloomfield Avenue, Store #1, Block 536, Lot 1, 840 sq. ft. at \$8.30 per sq. ft., totalling \$6,972., and Romel Erazo, t/a Silverline, highest responsible bidder, for leasing of city-owned property 197 Bloomfield Avenue, Block 536, Lot 1, 576 sq. ft. at \$8.30 per sq. ft., totalling \$4,780.80., pursuant to Resolution 7-R-bl (A.S.), November 18, 1991.
(North Ward)
(195 Bloomfield Avenue-Studio Video and Photographic
197 Bloomfield Avenue-Cookware Distribution)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-x.** Resolution accepting bid of New Jersey Bell, highest responsible bid received, for purchase of City-owned property 9 Parkhurst Street, Block 2819, Lot 38, for sum of \$7,500.; pursuant to Resolution 7-R-co (A.S.), December 4, 1991. (Minimum Offer Approved-\$6,700., Capital Improvement-\$300,000.) (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(First Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-y.** Resolution accepting bid of Clinton Plaza Associates, highest responsible bid received, for purchase of City-owned property 660-680 Clinton Avenue, Block 3039, Lots 42, 47 and 48, for sum of \$106,500., pursuant to Resolution 7-R-co (A.S.), December 4, 1991. (Minimum Offer Approved-\$100,000., Capital Improvement-\$1,587,720.) (South Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(First Meeting)

January 8, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-z. Resolution designating reserved parking area for handicapped motorists on Summit Street, eastside, beginning 80 feet south of the southerly curblin of James Street and extending 22 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39-4-8. (Central Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ba. Resolution designating reserved parking area for handicapped motorists on North Munn Avenue, westside, beginning 228 feet south of the southerly curblin of South Orange Avenue and extending 22 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39-4-8. (West Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bb. Resolution designating reserved parking area for handicapped motorists on Avon Avenue, northside, beginning 86 feet west of the westerly curblin of South 10th Street and extending 18 feet westerly therefrom, for a period of one year; pursuant to N.J.S.A. 39-4-8. (South Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bc. Resolution designating reserved parking area for handicapped motorists on Alyea Street, northside, beginning 187 feet east of the easterly curblin of Ferry Street and extending 21 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39-4-8. (East Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bd. Resolution supporting the passage of New Jersey Senate Bill 1488, introduced by New Jersey State Senator Leonard T. Connors, Jr. which is an act requiring municipal engineers to submit to the governing body of a municipality the engineer's certification that the designation of a speed limit or stop or yield intersection, and the erection of appropriate signs, on a street entirely within the municipality is in the best interests of safety and conforms to standards of the Manual of Uniform Traffic Control Devices for Streets and Highways.**
(Copy of resolution and correspondence submitted to each Member of the Council)

January 8, 1992

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be. Resolution authorizing transfer of funds from Water Utility, Materials and Supplies-\$563,000., to Water Utility, Water Capital Outlay, Services by Contract or Agreement-\$563,000.; pursuant to N.J.S.A. 40A:4-59. (Funds needed to pay bills of Hazen & Sawyer - Clinton Bogert Associates)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, President Tucker.
No: Council Members Carrino, Martinez.
Not Voting: Council Members Rice, Villani.

- 7-R-bf-1. Resolution recognizing and commending McGraw-Hill, Inc. - F.W. Dodge Print Center for its outstanding contributions to the City of Newark as well as for celebrating its 100th Anniversary celebration.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bf-2. Resolution recognizing and commending Mr. Sam Feldman, Senior Vice President of Construction for National Amusements, Inc., for his extraordinary accomplishments in the entertainment industry as well as his noteworthy contributions.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bf-3. Resolution recognizing and commending Elder Elijah Coleman for his many years of service with the Church of God In Christ in Newark.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bg-1. (A.S.) Resolution expressing profound sorrow and regret at the passing of Glenn Haydel.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bg-2. (A.S.) Resolution expressing profound sorrow and regret at the passing of Sam Feldman.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

January 8, 1992

7-R-bh-1.
(A.S.)

Resolution recognizing and commending the 32nd Annual Inauguration Ceremony of Bronze Shields Officers.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bh-2.
(A.S.)

Resolution recognizing and commending Tate George, Newark native and heralded star on the New Jersey Nets Basketball team, for his unselfish efforts to aid homeless youngsters during the Christmas holidays.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bh-3.
(A.S.)

Resolution recognizing and commending the New Jersey Nets Basketball team for its invaluable contributions to the youngster of Newark.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bh-4.
(A.S.)

Resolution recognizing and commending Armando H. Fontoura on the celebration of his inauguration as Essex County Sheriff.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bh-5.
(A.S.)

Resolution recognizing and commending Ralph DeMasi on his retirement with the City of Newark.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bh-6.
(A.S.)

Resolution recognizing and commending Louis D. and Sylvia Lucarelli on their retirement.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bh-7.
(A.S.)

Resolution recognizing and commending The Ironbound Ambulance Squad on the occasion of its 40th Annual Installation of Officers held January 18, 1992.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

January 8, 1992

**7-R-bh-8.
(A.S.)**

Resolution recognizing and commending Brigadier General Dan Ohad.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bh-9.
(A.S.)**

Resolution recognizing and commending Ms. Edna Greenleaf for outstanding services to the Newark Community.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bi.
(A.S.)**

Resolution exploring the feasibility of establishing a Sister City relationship with either Carolina, Puerto Rico or Canovanas, Puerto Rico.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bj.
(A.S.)**

Resolution approving Constable Bond in amount of \$1,000., issued to Angel Luis Concepcion, as to form, amount and sufficiency.

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bk.
(A.S.)**

Resolution ratifying and authorizing President of the Municipal Council to execute contract with Hayden, Perle and Silber, Attorneys at Law, 1500 Harbor Boulevard, Meehawken, New Jersey 07087 for legal services to the Office of the City Clerk, for total sum of \$9,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bl.
(A.S.)**

Resolution by the Newark Municipal Council authorizing the City Clerk to settle all costs and expenditures in accordance with State Statute relative to the actions and work of the 1990 Newark Ward Commission.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bm.
(A.S.)**

Resolution authorizing Acting Business Administrator to execute a hold harmless and indemnification agreement providing for indemnification to Essex County College for any claims arising out of use of Mary Birch Auditorium on January 16, 1992, "State of City Address".

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

January 8, 1992

MOTIONS.

- 7-M-a. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WARDELL ALSTON OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-b. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DAVID CARR OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANNA PALUMBO CUCCHIARA OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-d. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF REVEREND CLIMMIE HENDERSON OF EAST ORANGE, ASSISTANT PASTOR OF NEWARK'S ZION TEMPLE CHURCH OF GOD IN CHRIST was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-e. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LILLIE DRAKE OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MATTHEW BAILEY, JR. OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-g. A MOTION ENCOURAGING THOSE CITIES ADJACENT TO NEWARK TO ESTABLISH COMMISSIONS ON THE HOMELESS IN ORDER TO DO THEIR FAIR SHARE FOR HOMELESS INDIVIDUALS AND FAMILIES IN THEIR RESPECTIVE CITIES was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-h. A MOTION DIRECTING THE CITY CLERK TO FORWARD A LETTER TO THE EDITOR OF THE STAR LEDGER THAT PURSUANT TO R.O. 2:15-1, RULE 4, AN EMERGENCY SPECIAL CONFERENCE CONFERENCE OF THE MUNICIPAL COUNCIL WOULD BE HELD ON THURSDAY, JANUARY 9, 1992, IN THE COUNCIL CONFERENCE ROOM, ROOM 304, CITY HALL, NEWARK, NEW JERSEY TO DISCUSS FUNDING FOR THE CLINTON HILL COMMUNITY AND EARLY CHILDHOOD CENTER, INC. (FORMERLY CLINTON HILL BRANCH OF THE YMCA) was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-i. A MOTION EXPRESSING SINCERE BEST WISHES TO MS. HAZEL TURMAN ON THE OCCASION OF HER 89TH BIRTHDAY was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-M-j.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. GERTRUDE BROWN was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-k.** A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION RECOGNIZING AND COMMENDING UNITED COMMUNITY CORPORATION, MR. GEORGE TATE AND THE NEW JERSEY NETS FOR THEIR GENEROUS SUPPORT IN PROVIDING FOOD, GIFTS AND CLOTHING TO THE HOMELESS ON CHRISTMAS DAY.

(For further action on this matter, see Resolutions 7-R-bh-2 (A.S.) and 7-R-bh-3 (A.S.) on page 27 in the minutes of this meeting)
- 7-M-l.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN F. CALI, DIRECTOR OF HUDSON COUNTY PUBLIC SAFETY AND FORMER NEW JERSEY ASSEMBLYMAN was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-m.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NEIL GRANT was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-n.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ORZIE COTTE, FATHER OF FORMER ESSEX COUNTY SURROGATE, BOBBY COTTE was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-o-1.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. SAMUEL WASHINGTON was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-o-2.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. SHAHIB F. BILAL-BEASLEY, SON OF IRVINGTON COUNCILMAN D. BILAL-BEASLEY was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-p-1.** A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO INSPECT THE PROPERTY LOCATED ON THE CORNER OF CENTRAL AVENUE AND SOUTH 12TH STREET AND TO MOVE FORTHWITH TO HAVE THE SAME CLEARED OF DEBRIS was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-p-2.** A MOTION REQUESTING THAT THE ACTING MANAGER OF THE TAXICAB DIVISION AND THE DIRECTOR OF ENGINEERING STRICTLY ENFORCE THE ORDINANCE PROHIBITING THE REPAIR OF MOTOR VEHICLES ON CITY STREETS was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

January 8, 1992

- 7-M-q. A MOTION REQUESTING THAT THE LAW DEPARTMENT DRAFT THE APPROPRIATE LEGISLATION WHICH WOULD REQUIRE THAT REQUESTS FOR PARKING VARIANCES BE HEARD BY EITHER THE GOVERNING BODY OR THE BOARD OF ADJUSTMENT was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-r. A MOTION REQUESTING THE ADMINISTRATION IMMEDIATELY REPAIR OR REPLACE THE COMPUTER IN THE VITAL STATISTICS OFFICE IN ORDER FOR THE STATE TO BE NOTIFIED IN A TIMELY MANNER OF ALL BIRTHS AND DEATHS THAT TAKE PLACE IN THE CITY was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-s. A MOTION REQUESTING THE ADMINISTRATION TO MOVE FORTHWITH TO REPLACE THE LIGHTS ON HAYNES AVENUE BRIDGE AND INCLUDE A RESURFACING OF THE STREETS IN THAT AREA was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-t. A MOTION DIRECTING THE CITY CLERK TO INVITE ACTING BUSINESS ADMINISTRATOR GRANT AND LAND USE CONTROL DIRECTOR McLUCAS TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS ILLEGAL CONVERSIONS OF ONE AND TWO FAMILY HOMES was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-u. A MOTION DIRECTING THE CITY CLERK TO INVITE HEALTH AND HUMAN SERVICES ACTING DIRECTOR RUFFIN TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE RELATIVE TO THE CLOSING OF THE CITY PHARMACY was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-v. A MOTION REQUESTING THE OWNER OF BRICK TOWERS TO ADVISE THE COUNCIL WHEN THE COMPLAINTS WHICH WERE SUPPOSED TO HAVE BEEN TAKEN CARE OF WILL BE FINALIZED AS WELL AS WHAT STEPS ARE BEING TAKEN TO UPGRADE THIS BUILDING was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-w. A MOTION REQUESTING THE MANAGEMENT OF DOUGLASS-HARRISON APARTMENTS TO ADVISE THE COUNCIL WHEN THE BUILDINGS WILL BE UPGRADED AND AUCTION TAKEN ON THE COMPLAINTS OF THE TENANTS was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-x. A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION RECOGNIZING AND COMMENDING MR. CHARLES WHIGHAM was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

January 8, 1992

- 7-M-y.** A MOTION REQUESTING THE POLICE DEPARTMENT, PARTICULARLY THE SOUTH DISTRICT, TO INVESTIGATE SUSPECTED DRUG DISTRIBUTION IN THE AREAS OF BERGEN STREET AND OSBORNE TERRACE, BERGEN STREET AND GOLDSMITH AVENUE, VAN VELSOR PLACE, AS WELL AS CLINTON PLACE BETWEEN LYONS AND CHANCELLOR AVENUES was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-z.** A MOTION REQUESTING THAT THE DEPARTMENT OF LAW PREPARE LEGISLATION TO REQUIRE ALL TAX ABATED HOUSING DEVELOPMENTS WITHIN THE CITY TO ANNUALLY PROVIDE THE GOVERNING BODY AND ADMINISTRATION WITH A LIST OF THEIR BOARD OF TRUSTEES MEMBERS was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-ba.** A MOTION REQUESTING THE MAYOR AND ADMINISTRATION TO INCLUDE IN THE 1992 TEMPORARY BUDGET, FUNDING FOR THE NEWARK MARCHING 100 DRUM AND BUGLE CORP AND THE NEWARK INSTRUCTIONAL BASKETBALL PROGRAM was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bb-1.** A MOTION REQUESTING THE POLICE DEPARTMENT PARTICULARLY THE SOUTH DISTRICT TO INVESTIGATE SUSPECTED DRUG DISTRIBUTION IN THE AREAS OF BERGEN STREET AND OSBORNE TERRACE, BERGEN STREET AND GOLDSMITH AVENUE, VAN VELSOR PLACE, AS WELL AS CLINTON PLACE BETWEEN LYONS AND CHANCELLOR AVENUES was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bb-2.** A MOTION REQUESTING LAND USE CONTROL DIRECTOR McLUCAS AND ENGINEERING DIRECTOR ZACH TO PERFORM A COMPREHENSIVE CODE INSPECTION OF THE GEORGIA KING VILLAGE BOUNDARY FENCE LOCATED ON THE LITTLETOWN AVENUE SIDE OF THIS HOUSING COMPLEX was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a-1.** The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Bonnie Perry, Executive Director, Newark Emergency Services, 301 Washington Street, Newark, New Jersey 07102, as a Member of the Mayor's Commission on the Homeless, for a period of four years, commencing January 8, 1992 and ending January 7, 1996.
(Copy of communication submitted to each Member of the Council)
(Ms. Perry met with the Council January 7, 1992)
- A motion to confirm the appointment of Ms. Bonnie Perry, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1996, was made by the Council of the Whole.
- President Tucker: Will the Council confirm the appointment?
- Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Grant.
- President Tucker: This appointment is confirmed.

January 8, 1992

- 8-a-2. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Mr. Mark Edward Parrott, Dean, Lighthouse Temple, 487 Washington Street, Newark, New Jersey 07102, as a Member of the Mayor's Commission on the Homeless, for a period of four years, commencing January 8, 1992 and ending January 7, 1996.

(Copy of communication submitted to each Member of the Council)
(Mr. Parrott met with the Council January 7, 1992)

A motion to confirm the appointment of Mr. Mark Edward Parrott, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1996, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

- 8-a-3. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Ms. Glenda Kirkland, Executive Director, Apostle House, 513-515 Avon Avenue, Newark, New Jersey 07108, as a Member of the Mayor's Commission on the Homeless, for a period of four years, commencing January 8, 1992 and ending January 7, 1996.

(Copy of communication submitted to each Member of the Council)
(Ms. Kirkland met with the Council January 7, 1992)

A motion to confirm the appointment of Ms. Glenda Kirkland, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1996, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

- 8-a-4. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Ms. Rose M. Pearson, Complaint Representative, Office of Citizen Services, 920 Broad Street, Room B-13, Newark, New Jersey, as a Member of the Mayor's Commission on the Homeless, for a period of three years, commencing January 8, 1992 ending January 7, 1995.

(Copy of communication submitted to each Member of the Council)
(Ms. Pearson met with the Council January 7, 1992)

A motion to confirm the appointment of Ms. Rose M. Pearson, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1995, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

January 8, 1992

8-a-5.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Mr. Edward Dominguez, Executive Director, Focus Inc., 443 Broad Street, Newark, New Jersey 07102, as a Member of the Mayor's Commission on the Homeless, for a period of three years, commencing January 8, 1992 and ending January 7, 1995.

(Copy of communication submitted to each Member of the Council)
(Mr. Dominguez met with the Council January 7, 1992)

A motion to confirm the appointment of Mr. Edward Dominguez, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1995, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

8-a-6.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Mr. Leon A. Wilson, Readjustment Counseling Specialist, Veterans Center, 75 Halsey Street, Newark, New Jersey 07102, as a Member of the Mayor's Commission on the Homeless, for a period of three years, commencing January 8, 1992 and ending January 7, 1995.

(Copy of communication submitted to each Member of the Council)
(Mr. Wilson met with the Council January 7, 1992)

A motion to confirm the appointment of Mr. Leon A. Wilson, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1995, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

8-a-7.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Ms. Jean Page-Hawkin: Administrator, Harmony House, 278-282 So. Orange Avenue, Newark, New Jersey 07103, as a Member of the Mayor's Commission on the Homeless, for a period of three years, commencing January 8, 1992 and ending January 7, 1995.

(Copy of communication submitted to each Member of the Council)
(Ms. Page-Hawkins met with the Council January 7, 1992)

A motion to confirm the appointment of Ms. Jean Page-Hawkins, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1995, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

January 8, 1992

- 8-a-8. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Reverend Fred D. Tennie, Jr. Minister, Union Chapel A.M.E. Church, 209 Mainwright Street, Newark, New Jersey 07112, as a Member of the Mayor's Commission on the Homeless, for a period of two years, commencing January 8, 1992 and ending January 7, 1994.
(Copy of communication submitted to each Member of the Council)
(Reverend Tennie met with the Council January 7, 1992)

A motion to confirm the appointment of Reverend Fred D. Tennie, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1994, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

- 8-a-9. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Ms. Treva Young, Director, Homeless Family Center, Saint Rocco's Community Outreach Center, 355 South 6th Street, Newark, New Jersey 07103, as a Member of the Mayor's Commission on the Homeless, for a period of two years, commencing January, 1992 and ending January, 1994.
(Copy of communication submitted to each Member of the Council)

A motion to defer action on this communication and directing the City Clerk to re-invite Ms. Young to meet with the Members of the Municipal Council at its pre-meeting conference January 22, 1992 was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

- 8-a-10. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Reverend Lee Schmookler, Director, Goodwill Home and Rescue Mission, 79 University Avenue, Newark, New Jersey 07102, as a Member of the Mayor's Commission on the Homeless, for a period of two years, commencing January 8, 1992 and ending January 7, 1994.
(Copy of communication submitted to each Member of the Council)
(Reverend Schmookler met with the Council January 7, 1992)

A motion to confirm the appointment of Reverend Lee Schmookler, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1994 was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

- 8-a-11. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Mr. Michael A. Ferruggia, Executive Director, Interfaith Hospitality Network, 433 South 14th Street, Newark, New Jersey 07104, as a Member of the Mayor's Commission on the Homeless, for a period of two years, commencing January 8, 1992 and ending January 7, 1994.
(Copy of communication submitted to each Member of the Council)
(Mr. Ferruggia met with the Council January 7, 1992)

January 8, 1992

A motion to confirm the appointment of Mr. Michael A. Ferruggia, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1994, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

- 8-a-12. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Ms. Irma L. Jenkins, Program Director, Catholic Community Services, 17 Mulberry Street, Newark, New Jersey 07102, as a Member of the Mayor's Commission on the Homeless, for a period of one year, commencing January 8, 1992 and ending January 7, 1993.
(Copy of communication submitted to each Member of the Council)

A motion to defer action on this communication and directing the City Clerk to re-invite Ms. Jenkins to meet with the Members of the Municipal Council at its pre-meeting conference January 22, 1992 was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

- 8-a-13. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Mr. Vincent Perez, Director Community Services, United Community Corporation, 31 Fulton Street, Newark, New Jersey, 07102, as a Member of the Mayor's Commission on the Homeless, for a period of one year, commencing January 8, 1992 and ending January 7, 1993.
(Copy of communication submitted to each Member of the Council)
(Mr. Perez met with the Council January 7, 1992)

A motion to confirm the appointment of Mr. Vincent Perez, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1992, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

- 8-a-14. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Mr. Nathan Dean Mason, No Drugs, Inc. 175 Schuyler Avenue, Newark, New Jersey 07112, as a Member of the Mayor's Commission on the Homeless, for a period of one year, commencing January 8, 1992 and ending January 7, 1993.
(Copy of communication submitted to each Member of the Council)
(Mr. Mason met with the Council January 7, 1992)

A motion to confirm the appointment of Mr. Nathan Dean Mason, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1993, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

January 8, 1992

8-a-15.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Mr. George Boyd Gossett, Director, American Rescue Workers, 84 Magazine Street, Newark, New Jersey 07105, as a Member of the Mayor's Commission on the Homeless, for a period of one year, commencing January 8, 1992 and ending January 7, 1993.

(Copy of communication submitted to each Member of the Council)
(Mr. Gossett met with the Council January 7, 1992)

A motion to confirm the appointment of Mr. George Boyd, to serve as a Member of the Mayor's Commission on the Homeless, for period January 8, 1992 to January 7, 1993, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

President Tucker: This appointment is confirmed.

8-b.

The City Clerk presented Proposed "Ordinance to amend Title 22, Streets and Sidewalks; Chapter 16, Sidewalk Newsstand, Section 1 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to allow newsstands to be stationed at certain locations on the Sidewalks of the City of Newark."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 22, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

8-c.

Communication from Acting Business Administrator Grant, received December 27, 1991, enclosed proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create certain titles in the Department of Finance)."

(6 titles)

(Creating 6 titles in Department of Finance necessary to accommodate transferal of functions of Division of Data Processing and transfer of functional responsibility for issuance of licenses from Department of Land Use Control to Division of Tax Abatement and Special Taxes in Department of Finance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-1 on page 6 in the minutes of this meeting)

8-d.

Communication from Acting Business Administrator Grant, received December 27, 1991, enclosing proposed, "Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create certain titles in the Department of General Services).

(14 titles)

(Creating 14 titles in Department of General Services to accommodate transferal of functions of Division of Office Services to Division of Public Buildings pursuant to reorganization of Municipal Departments)

(Copy of ordinance and correspondence submitted to each Member of the Council)

January 8, 1992

A motion directing the City Clerk to return the ordinance to Administration per their request was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

- 8-e. **Communication from Acting Business Administrator Grant, received December 27, 1991, enclosing proposed, "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create certain titles in the Department of Engineering)."**
 (8 titles)
 (Creating 8 titles in Department of Engineering to accommodate transferal of functions associated with care of city parks and grounds from Division of Parks and Grounds to Division of Sanitation within Department of Engineering, and transfer of functional responsibility for issuance of permits from Department of Land Use Control to Department of Engineering)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

 (For action on this item, see Ordinance 6-F-j on page 6 in the minutes of this meeting)
- 8-f. **Communication from Acting Business Administrator Grant, received December 27, 1991, enclosing proposed, "Ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By reorganizing divisions within the Department of Finance)."**
 (Transfers functional responsibility for Data Processing services from Department of Administration and functional responsibility for issuance of licenses from Department of Land Use Control to Division of Tax Abatement and Special Tax in Department of Finance)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

 (For action on this item, see Ordinance 6-F-k on page 7 in the minutes of this page)
- 8-g. **Communication from Acting Business Administrator Grant, received December 27, 1991, enclosing proposed, "Ordinance amending Title Two, Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By abolishing the Division of Permits and Licenses within the Department of Land Use Control)."**
 (Copy of ordinance and correspondence submitted to each Member of the Council)

 (For action on this item, see Ordinance 6-F-l on page 7 in the minutes of this meeting)
- 8-h. **Communication from Acting Business Administrator Grant, received December 27, 1991, enclosing proposed, "Ordinance to amend and supplement, Title Two, Administration, Chapter 9A, Department of Engineering, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By reorganizing the divisions within the Department of Engineering)."**
 (Transfers functional responsibility for issuance of permits from Department of Land Use Control and functional responsibility for care of city parks heretofore entrusted to Department of General Services to Department of Engineering)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

 (For action on this item, see Ordinance 6-F-m on page 8 in the minutes of this meeting)

January 8, 1992

- 8-i. Communication from Acting Business Administrator Grant, received December 27, 1991, enclosing proposed, "Ordinance to amend and supplement Title Two, Administration, Chapter 9B, Department of General Services, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By reorganizing the divisions within the Department of General Services and repealing sections therein)."

(Abolishes Division of Parks and Grounds and re-establishes functional responsibilities heretofore entrusted to Division of Office Services within Division of Public Buildings)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-n on page 8 in the minutes of this meeting)

- 8-j. Communication from Acting Business Administrator Grant, received December 27, 1991, enclosing proposed, "Ordinance amending Title Two, Administration, Chapter Five, Department of Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By abolishing the Division of Office Services and the Division of Data Processing)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o on page 9 in the minutes of this meeting)

- 8-k. Communication from Acting Business Administrator Grant, received December 27, 1991, enclosing proposed, "Ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By abolishing the Office of Citizen Services)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p on page 9 in the minutes of this meeting)

- 8-l. The City Clerk presented Communication from Acting Business Administrator Grant, received December 27, 1991, enclosed proposed, "Ordinance approving the sale of premises commonly known as 19-29 Ross Street, A/K/A Block 3752, Lot 38 (Central Ward) as a relocation site for New Zion Revival Temple Church, Inc.; pursuant to N.J.S.A. 40:55C-15." (\$61,300.)

(Copy of ordinance submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 22, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

- 8-m. The City Clerk presented Communication from Acting Business Administrator Grant, received December 24, 1991, enclosing proposed, "Ordinance amending Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Newark Street." (Newark Street, east side, beginning 50 feet south of the southerly curblin of New Street and extending 140 feet southerly therefrom, from 5:00 A.M. to 2:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

January 8, 1992

A motion directing the City Clerk to place this ordinance on the January 22, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

8-n.
(A.S.)

The City Clerk presented Proposed, "Ordinance to amend Title 23, Traffic and Parking, Chapter 7, Parking Meter Regulations, generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to be further amended by creating a new Section 14, to allow a Holiday Season Moratorium on the enforcement of Parking Meters in certain areas."

((Allow a moratorium on the enforcement of the Parking Meter ordinance on weekdays between the hours of 10:00 A.M. to 4:00 P.M., as well as all day Saturday and Sunday in the Central Business District for the period from Thanksgiving Day Holiday through December 27th of each year))

A motion directing the City Clerk to place this ordinance on the January 22, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from December 9, 1991 to December 30, 1991:

BINGO LICENSES

LICENSEE

LICENSE NUMBER

Catholic Youth Organization of St. Francis
Xavier Church
St. Casimir's Church

10592
10593

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

Auxiliary of Foundation for Servicing Children and
Young Adults with learning Disability of N.J. Inc.
Greater Morris Area Auxiliary of Foundation for
Servicing Children and Young Adults with Learning
Disability of N.J. Inc.
New Community Harmony House Corporation
Perpetual Help Parent's Association
St. Benedict Church
(CYO) of St. Francis Xavier Church
New Jersey Chamber Music Society
Sisterhood of the Jewish Educational Center
St. Mary of the Immaculate Conception Church

10586

10587
10588
10589
10590
10591
10594
10595
10596

January 8, 1992

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

This meeting adjourned at 3:31 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

1000

1000

1000

1000

1000

1000

1000

1000

1000

Newark, New Jersey, January 22, 1992

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:10 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Honorable Donald Bradley, South Ward Council Member.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel David Schwartz, Intergovernmental Liaison Joseph Bradley, Public Relations Consultants Delores Wheat, Lois Redisch and Harold Edwards, Detective Lloyd Peterman and Lieutenant Joseph Pandolfo, Sergeants-At-Arms.
Absent: Council Members Carrino, Villani.

(Council Member Carrino arrived 8:25 A.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on January 14, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented 1989-1990 Annual Report of Newark Private Industry Council, Inc., submitted by Josephine B. Janifer, Director.
(Copy submitted to each Member of the Council)

A motion that the 1989-1990 Annual Report of Newark Private Industry Council, Inc. be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

- 4-b. The City Clerk presented Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Acting Business Administrator, for months of May, 1991, October, 1991 and November 1991.

A motion to approve the Report of Contracts Awarded recommended by Acting Purchasing Agent and approved by Acting Business Administrator for months of May, 1991, October, 1991 and November, 1991, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

Reg. Mtg., 1-22-92

January 22, 1992

4-c.

The City Clerk presented Report of Examination of Accounts of the City of Newark Job Training Partnership Act, Plan Numbers JTP-17-87-88-00 and JTP-17-88-89-00, for period July 1, 1987 to June 30, 1989, submitted by Samuel Klein and Company, Certified Public Accountants.
(Copy submitted to each Member of the Council)

A motion that the Report of Examination of Accounts of the City of Newark Job Training Partnership Act Plan be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

FINDINGS OF FACT - BOARD OF ADJUSTMENT.

4-A-1.

The City Clerk read In the Matter of Application of Milbert Ruiz, Applicant, Milbert and Benigna Ruiz, Owners, to permit in a Second Business and First Industrial Districts, Automobile, Body and Fender Repairs and Spray Painting and with accessory parking conducive to a back-out maneuver onto an arterial street on premises 597-605 Springfield Avenue and 696 South 14th Street. (South Ward)

(Copy of transcript submitted to each Member of the Council)

(Mr. Charles Richardson, King William Grand Lodge, A.F. & A.M. and Mrs. Louise Dancy, Queen of Sheby Grand Chapter, O.E.S., Appellants)

(Board of Adjustment hearing held April 25, 1990)

(Transcript filed May 10, 1990)

A motion to defer action on this matter was made by Council Member Grant, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

At a later time in the meeting, after Ordinance 6-F-i (A.S.), a motion to consider Item 4-A-2 was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

BOARD OF ADJUSTMENT APPEAL.

4-A-2.

The City Clerk read In the Matter of Application of Agnes Smith, Applicant, and Geraldine Russomano, Owner, for variance to permit in a Third Residence Zone, which does not permit rooming or boarding houses, conversion of a medical office and residence to a senior citizens' group home with insufficient side and rear yards and insufficient on-site parking, on premises 212 Clifton Avenue, Newark, New Jersey; 32 parking spaces required and only 4 provided.

(Copy of transcript submitted to each Member of the Council)

(Mr. Antonio Almeida, Appellant)

(Board of Adjustment hearing held September 11, 1991)

(Transcript filed December 18, 1991)

The Board of Adjustment at its regular meeting held September 11, 1991, approved the application by 6 ayes and 1 nay.

An appeal in this matter was filed in the Office of the City Clerk on December 18, 1991, by Mr. Antonio Almeida.

The transcript in connection with this matter was received December 31, 1991, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On January 2, 1992, the City Clerk notified the applicant, the applicant's attorney, the appellant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting January 22, 1992, at 8:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

January 22, 1992

President Tucker stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment In the Matter of Application of Agnes Smith, Applicant, and Geraldine Russomano, Owner, for variance to permit in a Third Residence Zone, which does not permit rooming or boarding houses, conversion of a medical office and residence to a senior citizen's group home with insufficient side and rear yards and insufficient on-site parking, on premises 212 Clifton Avenue, Newark, New Jersey; 32 parking spaces required and only 4 provided. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and place for the appeal to commence.

MR. STEVEN GREENBERG, ATTORNEY, 155 PROSPECT AVENUE, WEST ORANGE, NEW JERSEY, addressed the Members of the Municipal Council on behalf of the appellant opposing this application.

MR. AMEL RESTAINO, ATTORNEY, addressed the Members of the Municipal Council on behalf of the applicant requesting the approval of this application.

Council Member Carrino read the following: "On September 11, 1991, the Board of Adjustment by a 6-1 vote granted a use variance and insufficient side and rear yard variance and an insufficient on-site parking variance.

This property is located in a Third Residence District.

A hearing was held on the application for the variance by the Board of Adjustment. The applicant, Agnes Smith, was present and represented by William Agrait, Esq.

There were several objectors with two of the objectors testifying before the Board of Adjustment. Objecting testimony was given by Mr. Sarno and Mr. Almeida. I might add that the meeting that took place in the neighborhood consisted of over 60 people. That meeting started off as a block watcher group which meets every 30 days, and because the letter from the Board of Adjustment was sent out during that time period, when I went to the meeting to discuss the police problems from the block watchers, this situation was brought up. So that was not a meeting that was called for the variance, but a meeting that was called for the block watchers. Whoever was there just happened to be there, and as I said, there were over 60 homeowners there that evening.

After all the testimony was presented on September 11, 1991, the application to permit in a Third Residence District conversion of an existing medical office and residence to a senior citizen's group home with insufficient side and rear yards and insufficient on-site parking on the premises located at 212 Clifton Avenue was approved and the Board of Adjustment adopted a memorializing resolution to that effect dated September 25, 1991.

The decision was based on the following factual findings:

(1) This lot is 100 feet by 46.25 feet in size, and on it is located a 2½ story frame building used as a medical office and residence. The area within the 200 feet radius is composed mainly of residential uses and a hospital.

(2) People would be over 62 years of age.

(3) There would be approximately three people working.

(4) Vans are to be parked in the garage.

(5) The maximum number of people who are between home and nursing home to be housed is 15 to 20.

- (6) There is a need for senior citizen housing in the City.
- (7) The seniors housed in that building will not have automobiles.
- (8) If property were used as permitted, more traffic and people would be generated.

The Board further determined, and that means, Mr. President, that if that was a three-family house, we couldn't determine if the people living in a three-family house had ten cars or nine cars or 15 cars, depending on the number of children who would be housed in a three-family house. The Board further determined that the relief requested by the applicant can be granted without substantially impairing the intent and purpose of the Zone Plan and the Zoning Ordinances of the City of Newark based on the following reasons:

- (1) The grant of the variance to this inherently beneficial use would provide benefits to seniors and;
- (2) The agreed upon limitations will protect the surroundings.

Under the present law the City Council, as the governing body, has the authority to make a de novo review of the record established before the Board of Adjustment and reach its own decision in this matter, subject only to the requirement that its findings and conclusions are supported by the record. *Kessler vs. Bowker*, 174 N.J. Super 478 (A.D. 1979). The Council is directly responsible to the citizenry and has the right to apply its own expertise and knowledge of the community and make a final evaluation based on the record created before the Board of Adjustment. Thus, the Council may reverse, remand or affirm, wholly or in part, or may modify the final decision of the Board.

Applying this standard here, the Council has reviewed the transcript of the hearing before the Board of Adjustment and makes the following determinations:

- (1) I would like as a Council Member to support the Board's conclusion granting the requested variances.
- (2) Objectors to the application were (a) against the possibility of creating parking congestion; (b) against the possibility of saturating the area with rooming houses and (c) the absence of any special reason for granting the variance.
- (3) The testimony revealed that the applicants/owner are suffering a hardship due to the inability to sell the property coupled with the documented social need for senior citizen housing and thus satisfying the requirement for a special reason.
- (4) The applicant stipulated that she would agree to all conditions by the Board of Adjustment, and Mr. President, those conditions were drawn up by the people who live in the neighborhood. That no seniors would be allowed an automobile if they were to be housed in that building. There would be no parking in the driveway. There would be on-site supervision. Everyone housed in the building would have to be 62 or over, and there would be no more than 20 people housed in the building."

A motion to affirm the decision of the Board of Adjustment was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

January 22, 1992

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-Way Street)** (East Ward)
(Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

X A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Members Carrino, Villani.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, by adding thereto Dickerson Street as a Through Street.** (Central Ward)
(Dickerson Street
Between Roseville Avenue and Norfolk Street
Between First Street and Norfolk Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

X A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Members Carrino, Villani.

- 6-F-c. The City Clerk read **An ordinance to amend Title 22, Streets and Sidewalks; Chapter 16, Sidewalk Newsstand, Section 1 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to allow newsstands to be stationed at certain locations on the Sidewalks of the City of Newark.**
(Copy of ordinance and correspondence submitted to each Member of the Council)

X A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 5, 1992.

At a later time in the meeting, after Ordinance 6-F-j (A.S.), a motion to reconsider the ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for January 28, 1992, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey; further, directing the City Clerk to invite Acting Business Administrator Grant, Acting Corporation Counsel Watson and Engineering Director Zach to meet with the Council at its special conference January 28, 1992 to discuss same was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

Council Member Martinez, through the Chair, directed the City Clerk to communicate with Acting Corporation Counsel Watson requesting an amendment be prepared requiring that each newsstand be responsible for maintaining the cleanliness of the area surrounding same and that the Council must be notified of the placement of these newsstands.

6-F-d.

The City Clerk read An ordinance approving the sale of premises commonly known as 19-29 Ross Street, A/K/A Block 3752, Lot 38 (Central Hard) as a relocation site for New Zion Revival Temple Church, Inc.; pursuant to N.J.S.A. 40:55C-15. (\$61,300.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 5, 1992.

6-F-e.

The City Clerk read An ordinance amending Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Newark Street.

(Newark Street, east side, beginning 50 feet south of the southerly curbline of New Street and extending 140 feet southerly therefrom, from 5:00 A.M. to 2:00 P.M., Monday through Friday)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 5, 1992.

6-F-f.

The City Clerk read An ordinance to amend Title 23, Traffic and Parking, Chapter 7, Parking Meter Regulations, generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to be further amended by creating a new Section 14, to allow a Holiday Season Moratorium on the enforcement of parking Meters in certain areas.

(Allow a moratorium on the enforcement of the Parking Meter ordinance on weekdays between the hours of 10:00 A.M. to 4:00 P.M., as well as all day Saturday and Sunday in the Central Business District for the period from Thanksgiving Day Holiday through December 27th of each year)

January 22, 1992

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 5, 1992.

A motion to consider Item 8-b (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

6-F-g.
(A.S.)

The City Clerk read **An ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating newspapers to receive notices of public meetings, official advertising and other municipal advertising, by deleting therefrom the Elizabeth Daily Journal and adding thereto the Jersey Journal.**

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 5, 1992.

A motion to consider Item 8-c (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

6-F-h.
(A.S.)

The City Clerk read **An ordinance amending Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto two (2) additional Members to the Mayor's Commission on the Homeless.**

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 5, 1992.

January 22, 1992

A motion to consider Item 8-d (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

6-F-i.
(A.S.)

The City Clerk read A Bond Ordinance appropriating \$100,565. from the Water Capital Surplus Fund, including Bond Proceeds, to the purpose set forth herein, as a supplemental appropriation for the Canistear Reservoir Rehabilitation Project, authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, President Tucker.

No: Council Members Martinez, Rice.

Absent: Council Members Carrino, Villani.

At a later time in the meeting, after Ordinance 6-Ph, S & F-e, a motion to reconsider the ordinance was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez President Tucker.

No: Council Member Rice.

Absent: Council Member Villani.

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, President Tucker.

No: Council Members Martinez, Rice.

Absent: Council Member Villani.

President Tucker: The yeases are six, the noes are two and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 5, 1992.

At a later time in the meeting, after Hearings of Citizens, a motion to consider Item 8-e (A.S.) on Ordinances on First Reading was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-F-j.
(A.S.)

The City Clerk read An ordinance amending Title 16A, Land Use Procedures, Chapter 4, Appeals, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a new Section 3, appeals from Central Planning Board.

(Copy of ordinance submitted to each Member of the Council)

January 22, 1992

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Carrino.

A lengthy discussion was held by the Members of the Municipal Council.

City Clerk Marasco read Legal Opinion from Acting Corporation Counsel Watson.

The motion was declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 5, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To abolish the title of Painter in the Department of Engineering).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to abolish the following title:

POSITION

Painter
2589 (35 hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

This title is no longer required for use by the Department.

January 22, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Horticulturist in the Department of Engineering).

(Creating title of Horticulturist which more appropriately describes duties and responsibilities of employee serving in position. Old title is common title. No salary change. Represented by Newark Council #21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Horticulturist	1	1/1/91	\$28,217.18 - \$33,932.98
2044 (35 Hrs.)			

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Horticulturist" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Landscape Architect".

✓ President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by Council Member Bradley by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Grant: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Council Member Carrino arrived 8:25 P.M.)

6-Ph, S & F-c.

✓ The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by rescinding parking prohibitions on Broad Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Broad Street, from South Street to Poinier Street.
West side, from 7:00 a.m., to 9:30 a.m., Monday through Friday

Broad Street, from Pionier Street to South Street.
East side, from 4:00 p.m., to 6:00 p.m, Monday through Friday

SECTION 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

SECTION 4. This ordinance does require approval by the Commissioner of Transportation.

STATEMENT: This ordinance rescinds the peak hour parking prohibitions along a portion of Broad Street.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 22, 1992

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 20, Public Garages, Section 1(c), Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations, Chapter 20, Public Garages, Section 1(c), Definitions of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended to read in its entirety as follows:

8:20-1 Definitions.

(c) Public Garage means any place serving the public, including gasoline service stations, whose principal business or work performed on one or more motor vehicles, motorcycles or parts thereof involves painting, mechanical or body and fender repairs.

Section 2. All Ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance amends the definition of "public garage" to clarify those businesses governed thereby.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 22, 1992

✓
6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting the President of the Municipal Council the responsibility to approve all legislation pertaining to street dedications for honorary and ceremonial purposes.

WHEREAS, in recent years the Municipal Council has received numerous requests from community, civic and religious organizations asking for the names of certain streets in the City to be changed for honorary and ceremonial purposes; and

WHEREAS, the Municipal Council finds that the number of requests for street dedications has drastically increased in recent years and has sought a practical plan to control this situation; and

WHEREAS, the governing Body has decided to allow the presiding officer of the Council the responsibility of approving all requests for street dedications.

NOW, THEREFORE, BE IT ORDIANED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. (a) The President of the Municipal Council shall be responsible for approving all legislation regarding street dedication ceremonies.

(b) All requests for street dedications shall be forwarded to the President of the Governing Body for his/her consideration.

Section 2. Any ordinance or parts of Ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall become effective upon final passage and publication in accordance with the law.

STATEMENT

This ordinance grants the President of the Municipal Council the responsibility of approving all legislation regarding street dedication ceremonies.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 22, 1992

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 20, Public Garages of the City of Newark, New Jersey, 1966, as amended and supplemented, by exempting the requirements of a privacy fence for premises located in business districts as well as industrial districts.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. Section 1. Title 8. Business and Occupation; Chapter 20, Public Garages, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby further amended and supplemented to read as follows:

8:20-10.1 RESTRICTIONS

(a) No license shall be issued unless the premises for which the license is to be issued shall have a privacy fence or barricade constructed of any conventional fencing material not less than seven (7) feet high installed along all property lines, except where the wall of any building situated on the lot abuts a property line. Additionally, each entrance or exit way through said fence or barricade shall have an appropriate gate, chain or closing device so as to prevent entrance into the property when it is not in use. Those premises which are located in industrial districts and business districts shall be exempted from the requirement of a privacy fence, but shall be required to have a chain-linked fenced instead.

(b) The requirement of construction of a privacy fence or barricade shall not apply to gasoline filling stations that actually pump and sell gasoline or fuel for the operation of motor vehicles.

(c). The material used to fence or barricade said property shall be restricted to masonry fencing, decorative fencing, living fencing and wrought iron fencing and shall be subject to the approval of the Director of Engineering.

Section 2. Any Ordinance or parts of Ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall become effective upon final passage and publication in accordance with the law.

STATEMENT

This Ordinance exempts premises located in business districts as well as industrial districts from the requirement of a privacy fence, but requires them to have a chain-linked fence.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.

Not Voting: Council Member Martinez.

Absent: Council Member Villani.

President Grant: The yeses are seven, the noes are none, one not voting and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 22, 1992

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To create certain titles in the Department of Finance).

(Creating 6 titles in Department of Finance necessary to accommodate transferal of functions of Division of Data Processing and transfer of functional responsibility for issuance of licenses from Department of Land Use Control to Division of Tax Abatement and Special Taxes in Department of Finance)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating permanent positions in the Department of Finance and establishing salaries therefor," (6S&Ph) adopted May 4, 1977, as amended and supplemented be amended to create the following titles:

POSITION

Administrative Clerk, typing			
6047 (35 Hrs.)	1	1/1/91	\$22,021.17 - \$25,939.36
Data Control Clerk			
1468 (35 Hrs.)	1	1/1/91	17,149.77 - 20,482.10
Data Processing Coordinator			
1472 (35 Hrs.)	1	1/1/91	34,200.66 - 41,187.02
Director of Data Processing			
1593	1	1/1/90	47,108.00 - 57,147.00
Senior Customer Service Representative			
7450 (35 Hrs.)	1	1/1/91	19,586.47 - 22,638.76
Supervisor of Data Processing Operations			
4002 (35 Hrs.)	1	1/1/91	35,809.21 - 43,161.02

SECTION 2. This ordinance shall become effective February 1, 1992.

SECTION 3. The hereinabove noted position, namely, Director of Data Processing is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in such position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a thirty-five (35) hour work week except as otherwise noted.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

January 22, 1992

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The creation of these titles is necessary to accommodate the transferal of the functions of the Division of Data Processing to the Department of Finance, and the transfer of functional responsibility for the issuance of licenses from the Department of Land Use Control to the Division of Tax Abatement and Special Taxes in the Department of Finance.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓ 6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create certain titles in the Department of Engineering).

(Creating 8 titles in Department of Engineering to accommodate transferal of functions associated with care of city parks and grounds from Division of Parks and Grounds to Division of Sanitation within Department of Engineering, and transfer of functional responsibility for issuance of permits from Department of Land Use Control to Department of Engineering)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor" (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following titles.

POSITION

General Supervisor, Parks		
6699 (40 Hrs.)	1 1/1/90	\$21,119.07 - \$25,492.80
Municipal Parks Superintendent		
6775 (40 Hrs.)	1 1/1/91	38,756.00 - 47,108.00
Permit Clerk, Typing, Bilingual in Spanish and English		
7334 (35 Hrs.)	1 1/1/91	16,413.00 - 19,586.47
Supervising Permit Clerk, Typing		
5384 (35 Hrs.)	1 1/1/91	22,021.17 - 25,939.36
Supervisor, Parks		
6698 (40 Hrs.)	3 1/1/90	19,028.48 - 23,127.53

January 22, 1992

✓
Gardener
1883 (40 Hrs.) 1 1/1/92 8.15-8.79 - 9.57

Park Caretaker
2600 (40 Hrs.) 1 1/1/92 8.15-8.79 - 9.57

Tree Climber
4215 (40 Hrs.) 2 1/1/92 8.79-9.42 - 9.93

SECTION 2. This ordinance shall become effective February 1, 1992.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

The creation of these titles is necessary to accommodate the transfer of functions associated with the care of city parks and grounds from the Division of Parks and Grounds to the Division of Sanitation within the Department of Engineering, and, the transfer of functional responsibility for the issuance of permits from the Department of Land Use Control to the Department of Engineering.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,

President Tucker.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

President Tucker: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

✓
6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 2, Administration, Chapter 7, Department of Finance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By reorganizing divisions within the Department of Finance).

(Transfers functional responsibility for Data Processing services from Department of Administration and functional responsibility for issuance of licenses from Department of Land Use Control to Division of Tax Abatement and Special Tax in Department of Finance)

January 22, 1992

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 2, Administration, Chapter 7, Department of Finance, Section 2:7-2(b) of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented be and is hereby amended by supplementing the powers and duties of the Director of Finance to incorporate the following:

1. The operation and maintenance of all centralized electronic data processing systems used by the municipal government.
2. The acquisition, development and modification of centralized electronic data processing systems for use by the City.
3. The coordination of and provision of technical assistance to other municipal agencies in the acquisition, operation, maintenance and use of other electronic data processing equipment.
4. Responsibility for all licenses authorized to be issued by the city pursuant to state law and local ordinance, except for such licenses the application and fee for which are required by state statute to be received by a particular official or office other than this division.

SECTION 2. Title 2, Chapter 7, Article 8, Division of Tax Abatement and Special Tax is hereby amended by supplementing the duties of the Manager of Tax Abatement and Special Tax by incorporating the following:

1. Accept applications for all licenses authorized to be issued by the City pursuant to state law and local ordinance, except for such licenses the application and fee for which are required by state statute to be received by a particular official or office other than this division.
2. Conduct such review, either directly or by referral to another municipal agency, as may be required by law or ordinance as a condition of the issuance of any license.
3. Issue licenses where the conditions governing such issuance have been met.
4. Maintain a complete record of all applications and associated fees, of all reviews conducted and the results thereof, as well as of all licenses issued or denied.

SECTION 3. This ordinance shall become effective February 1, 1992.

SECTION 4. Any ordinances or parts thereof inconsistent with the provisions herein be and hereby are repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

January 22, 1992

STATEMENT

This ordinance transfers the functional responsibility for Data Processing services from the Department of Administration to the Department of Finance. It also transfers the functional responsibility for the issuance of licenses from the Department of Land Use Control to the Division of Tax Abatement and Special Tax in the Department of Finance.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

President Grant: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title Two, Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By abolishing the Division of Permits and Licenses within the Department of Land Use Control).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title Two, Administration, Department of Land Use Control, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented be further amended to read, in part, as follows:

There shall be a Department of Land Use Control, the head of which shall be the Director of Land Use Control. The Director's compensation shall be such sum annually as shall be fixed by ordinance. The department shall consist of the following divisions:

- a. Assessments
- c. Inspections and Enforcement; and
- e. Office of the Boards

SECTION 2. Title 2, Administration, Department of Land Use Control, of the revised ordinances of City of Newark, New Jersey, 1966, be further amended by abolishing the Division of Permits and Licenses and repealing all sections therein relating thereto.

SECTION 3. This ordinance shall become effective February 1, 1992.

SECTION 4. Any ordinances or parts thereof which are inconsistent herewith be and are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance abolishes the Division of Permits and Licenses in the Department of Land Use Control.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.

No: Council Member Martinez.

Absent: Council Member Villani.

President Grant: The yeses are seven, the noes are one, and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement, Title Two, Administration, Chapter 9A, Department of Engineering, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By reorganizing the divisions within the Department of Engineering).

(Transfers functional responsibility for issuance of permits from Department of Land Use Control and functional responsibility for care of city parks heretofore entrusted to Department of General Services to Department of Engineering)

Be it ordained by the Municipal Council of the City of Newark, New Jersey, that Title Two, Administration, Chapter 9A, Department of Engineering, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be further amended and supplemented by the following:

SECTION 1. Section 2:9A-2(b) is hereby amended to read in its entirety as follows:

(b) Powers and Duties:

The Director, through the Divisions and otherwise, shall direct and supervise the functions and activities required for refuse collection and disposal, street cleaning, snow removal, the care and maintenance of all City parks and grounds, water supply, engineering services, maintenance and repairs of traffic signals and traffic signs and markings and installation and maintenance of parking meters, the issuance of permits authorized to be issued by the City pursuant to state law and local ordinance, except for such permits the application and fee for which are required by state statute to be received by a particular official or office other than this department where conditions governing such issuance have been met, and direct and supervise through his authority as the construction official the functions and activities of the uniform construction code within the Office of the Director of the Department of Engineering, pursuant to Title 7A, Chapter 1, Section 2a of the Revised Ordinances of the City of Newark (1966).

January 22, 1992

SECTION 2. Section 2:9A-10 is hereby amended to read in its entirety as follows:

The division of sanitation shall be responsible for street cleaning, refuse collection and disposal, snow removal on all city streets, the care for all city parks and public grounds, including the trees, lawns and landscaping appurtenant to public buildings, and the care for the pruning, trimming, removal and planting of shade trees in the streets and all other public places in the city.

SECTION 3. This ordinance shall become effective February 1, 1992.

SECTION 4. Any ordinances or parts thereof which are inconsistent with the provisions herein be and hereby are repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance transfers the functional responsibility for the issuance of permits from the Department of Land Use Control to the Department of Engineering and transfers the functional responsibility for the care of city parks heretofore entrusted to the Department of General Services to the Department of Engineering.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title Two, Administration, Chapter 9B, Department of General Services, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By reorganizing the divisions within the Department of General Services and repealing sections therein).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Be it ordained by the Municipal Council that the City of Newark, New Jersey that, Title Two, Chapter 9B Department of General Services, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be further amended and supplemented as follows:

January 22, 1992

SECTION 1. That Section 2:9B-1 is amended in its entirety to read as follows:

There shall be a Department of General Services the head of which shall be the Director of General Services. The department shall consist of the following divisions:

Public Buildings
Motors

SECTION 2. Section 2:9B-2(b) is hereby amended to read in its entirety as follows:

(b) Powers and Duties

The Director, through the divisions and otherwise, established in the department of general services, shall manage, direct and supervise the functions and activities required for the maintenance of public buildings, surplus property, recreation facilities, motors and vehicles, and support services such as security.

SECTION 3. Title 2, Chapter 9B-4 be and is hereby amended by abolishing the Division of Parks and Grounds and repealing all sections therein relating thereto.

SECTION 4. This ordinance shall become effective February 1, 1992.

SECTION 5. Any ordinances or parts thereof inconsistent with the provisions herein be and hereby are repealed.

SECTION 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance abolishes the Division of Parks and Grounds within the Department of General Services.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title Two, Administration, Chapter Five, Department of Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By abolishing the Division of Data Processing and repealing all sections relating thereto).

Be it ordained by the Municipal Council of the City of Newark, New Jersey that Title Two, Administration, Chapter Five, Department of Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be further amended by the following:

SECTION 1. Section 2:5-1 is amended in its entirety to read as follows:

There shall be a Department of Administration, the head of which shall be the Business Administrator. The department shall consist of the following divisions:

- a. Budget
- b. Personnel
- c. Central Purchasing
- d. Office Services

SECTION 2. Title 2, Chapter 5 be and is hereby amended by abolishing the Division of Data Processing and repealing all Sections therein relating thereto.

SECTION 3. This ordinance shall become effective February 1, 1992.

SECTION 4. Any ordinances or parts thereof which are inconsistent herewith be and are hereby repealed.

SECTION 5. This ordinance shall take effect after final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance abolishes the Division of Data Processing in the Department of Administration. A companion ordinance re-establishes the functional responsibilities of this Division in the Department of Finance.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Grant: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

January 22, 1992

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By abolishing the Office of Citizen Services).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title Two, Administration, Chapter Two, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be further amended by abolishing the Office of Citizen Services and repealing all sections therein relating thereto.

SECTION 2. This ordinance shall become effective February 1, 1992.

SECTION 3. Any ordinance or parts thereof inconsistent with the provisions herein be and hereby are repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance abolishes the Office of Citizen Services in the Office of the Mayor and Agencies.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, President Tucker.

Not Voting: Council Member Harris.

Absent: Council Member Villani.

President Grant: The yeses are seven, the noes are none, one not voting and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets. (East Ward)

(Deleting: Clinton Street, north side, from Broad to Lawrence Street.

Adding:

No parking at any time between the hours of 7 A.M. and 6 P.M.
Clinton Street, north side, from Broad Street to Mulberry Street;
Halsey Street, between Washington Place and Branford Place, east and west sides).

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez,

President Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street.

(Deleting:

South 10th Street - east side
from Woodland Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez,

President Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

6-S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street. (West Ward)

(Kerrigan Boulevard and Ivy Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, President, Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

6-S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Delavan Avenue and North 8th Street. (North Ward)

(Delavan Avenue and North 8th Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, President, Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

6-S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of North 6th Street and 3rd Avenue West. (North Ward)

(North 6th Street and 3rd Avenue West: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

January 22, 1992

A motion to adopt the ordinance on second reading and final passage based upon verbal approval of Department of Transportation was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President, Tucker.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

President Tucker: The yeases are seven, the noes are none, one absent during roll and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Woodside Place as a One-way Street.

(North Ward)

(Woodside Place:

West/Northbound, from Summer Avenue to Arlington Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, President, Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

6-S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street. (Central Ward)

(18th Avenue and South 20th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, President, Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

January 22, 1992

6-S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street. (Central Ward)

(19th Avenue and South 19th Street:
Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez,
President, Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

6-S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Permits for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of Pay Phones on the City of Newark's Sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the Public's use of the Streets and Sidewalks.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez,
President, Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

6-S & F-x.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Sections 23:502, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street. (East Ward)

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Engineering)

(Public Hearing Closed)

January 22, 1992

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, President, Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Villani.

HEARINGS OF CITIZENS.

6-HC-a. **MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY**, addressed the Members of the Municipal Council with respect to high ranking positions within the Police Department requiring Associates Degree.

6-HC-b. **MR. ROBERT BRASWELL, 46 GOLDSMITH AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council thanking them for supporting the Bronze Shields. The speaker also expressed concern about police lay offs.

There was a lengthy discussion held by the Members of the Municipal Council.

(For further action on this item, see Motions 7-M-bn-1 and 7-M-bn-2 on page 47 in the minutes of this meeting)

At this time, Council Member Bradley acknowledged the presence of Ms. Earlie Lucas, South Ward District 18 Democratic County Committee Leader who was present in the audience.

6-HC-c. **MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to homelessness.

6-HC-d. **MR. KEVIN JENKINS, 272 WARREN STREET, NEWARK, NEW JERSEY.**

6-HC-e. **MS. SHEILA PUGH, 272 WARREN STREET, NEWARK, NEW JERSEY.**

The above-mentioned speakers addressed the Members of the Municipal Council urging them to work with Central High School PTA to help students develop skills to be good community residents.

(For further action on this item, see Motion 7-M-bm on page 47 in the minutes of this meeting)

RESOLUTIONS AND MOTIONS

RESOLUTIONS.

7-R-a. **Resolution ratifying and authorizing Acting Business Administrator to execute agreement with Newark Economic Development Corporation granting \$15,000. as matching funds, to match a \$45,000. New Jersey Urban Development Corporation study grant, to determine feasibility of construction a trade show and convention center in City of Newark, for period November 30, 1991 to May 31, 1992.**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Acting Business Administrator Grant and Executive Director Newark Economic Development Corporation Faiella met with the Council January 7, 1992)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-b.

Resolution authorizing Mayor to enter into contract with Gustav Henningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one (1) year, for sum not to exceed \$75,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for January 28, 1992, at 11:00 A.M., or as soon thereafter as practical in the Council Chamber, City Hall, Newark, New Jersey; further, directing the City Clerk to invite Mayor James and Mr. Gustav Henningburg, Gustav Henningburg and Associates, Inc. to meet with the Council at its January 28, 1992, to discuss same was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-c.

Resolution ratifying and authorizing Acting Business Administrator to enter into contract with Abcon Contracting, Inc., 325 Dalziel Road, Linden, New Jersey 07036, lowest responsible bid received, to provide service and maintenance to Telemetry Equipment Services for the City of Newark, for period October 1, 1991 to September 30, 1992; contract shall not exceed \$185,000., funds available in Division of Water/Sewer Utility of Department of Engineering.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-d.

Resolution authorizing Acting Corporation Counsel to execute Stipulation of Settlement exempting property located at 178-184 Edison Place, Block 183, Lot 6, for Year 1990, pursuant to N.J.S.A. 54:4-3.52 in cause of action entitled Ironbound Educational and Cultural Center, Inc. vs. City of Newark, upon receipt of all documents deemed appropriate; further, authorizing Tax Collector to refund Ironbound Educational and Cultural Center, Inc. any monies which were paid for year 1990 on said property. (Filed Petition of Appeal with Essex County Board of Taxation seeking a Historic Site exemption)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-e.

Resolution authorizing Acting Corporation Counsel to execute Stipulation of Settlement with regard to certain properties located in Borough of West Paterson as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-f. **Resolution authorizing Director of Engineering to execute Agreement #4 with Department of Transportation, to accommodate construction of North Ninth Street Bridge over New Jersey Transit, no expenditure of municipal funds.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-g. **Resolution confirming action taken by Mayor and Director of Engineering to secure services of Scafar Contracting, Inc., based upon lowest responsible proposal; pursuant to N.J.S.A. 40A:11-6; further authorizing Mayor and Director of Engineering to execute contract with Scafar Contracting, Inc., 225 Pacific Street, Newark, New Jersey 07114, for emergency repair of major leak on 12-inch high pressure water main at University Avenue and Raymond Boulevard, for sum not to exceed \$23,750., funds provided in 1991 budget of Division of Water/Sewer Utility.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-h. **Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Tri-City People's Corporation, to provide day care services, for period June 1, 1991 to May 31, 1992, in sum of \$29,195.; funds provided in HCDA, Year XVII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-i. **Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000; funds provided in HCDA, Year XVII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-j. **Resolution amending Resolution 7-R-p, November 19, 1990, contract with 4 case management staff, to provide services to the homeless mentally ill individuals at a residential site owned and operated by a private developer, for period October 1, 1990 to September 30, 1991, not to exceed \$60,279., by changing rate of \$21. per hour for full-time clinical case manager supervisor, \$18.38 per hour for full-time clinical case manager, \$18.38 for two part-time clinical case managers and \$17.85 per hour for full-time housing specialist; also amending Resolution 7-R-q, November 19, 1990, contract with 8 psychiatric social caseworkers and one psychologist, by changing rate of \$15.93 per hour for part-time caseworkers and \$60.64 per hour for the full-time psychologist.**

(Copy of resolution and correspondence submitted to each Member of the Council)

January 22, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-k. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Habitat of Humanity Newark, Inc., located at 292-294 South Orange Avenue, Newark, New Jersey, for refund of Application Fee for Fox Lance Tax Abatement Application.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-l. Resolution authorizing Director of Finance to issue check in amount of \$1,074.46 to Stevens Wholesale Dist., Inc., for refund of overpayment of Newark Payroll Taxes for 1989; to be paid from Budget Operations.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-m. Resolution authorizing Director of Finance to issue check in amount of \$4,473.64 to Vailsburg Medical Associates, for refund of overpayment of Newark Payroll Taxes for 1987, 1988, 1989 and 1990; to be paid from Budget Operations.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-n. Resolution authorizing City Treasurer to issue check in amount of \$4,924.51 to the order of Meequahic Park Associates, L.P., 877 Broad Street, Newark, New Jersey 07102, for high estimated bills of water/sewer charges on property located at 595 Elizabeth Avenue, Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-o. Resolution authorizing City Treasurer to issue check in amount of \$149.63 to the order of Rosendo and Ivelisse Petrovich, 22 Reigate Road, Bloomfield, New Jersey 07003, for high estimated bills of water/sewer charges on property located at 154 Elmwood Avenue, Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-p. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$131,552., Homeless Mentally Ill Program.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-q. Temporary emergency resolution appropriating \$131,552., Homeless Mentally Ill Program; said emergency funds shall be provided in 1992 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-r. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$129,551., Homeless Mentally Ill Program.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-s. Temporary emergency resolution appropriating \$129,551., Homeless Mentally Ill Program; said emergency funds shall be provided in 1992 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-t. Resolution authorizing transfer of funds from Department of Administration, Division of Office Services, Other Expenses, Services by Contract or Agreement-\$50,000., to Materials and Supplies-\$50,000.; pursuant to N.J.S.A. 40A:4-59.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-u. Resolution authorizing transfer of Housing and Community Development Act, Seventeenth Year (HCDA XVII) funds, from Department of Development, Director's Office, Personnel Services, Other Expenses-\$542., to Economic Development Assistance Administration, Personnel Services; pursuant to Ordinance 6-S & F-d, April 16, 1980. (To provide funds for a title change reflecting actual duties performed)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-v. Resolution designating reserved parking area for handicapped motorists on North 6th Street, east side, beginning 59 feet south of the southerly curblin of Bloomfield Avenue and extending 22 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.
(North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-w. Resolution designating reserved parking area for handicapped motorists on North 12th Street, east side, beginning 335 feet north of the northerly curblin of Park Avenue and extending 25 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.
(West Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-x. Resolution designating reserved parking area for handicapped motorists on Halsey Street, east side, beginning 120 feet north of the northerly curblin of Cedar Street and extending 25 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.
(East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-y. Resolution designating reserved parking area for handicapped motorists on Kent Street, east side, beginning 44 feet north of the northerly curblin of Brenner Street and extending 25 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.
(South Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-z. **Resolution designating reserved parking area for handicapped motorists on Chancellor Avenue, north side, beginning 182 feet east of the easterly curbline of Parkview Terrace and extending 25 feet easterly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
 (South Ward)
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-ba. **Resolution supporting the independence of the Ukraine nation.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bb-1. **Resolution recognizing and commending Elder Johnny Shipley, Member of the Revival Temple Holiness Church Center of Deliverance on the joyous occasion of an appreciation service held in his honor on Sunday, January 12, 1992.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bb-2. **Resolution recognizing and commending Minister Terrell Richardson on the distinguished occasion of his ordination into the Ministry held on Sunday, January 12, 1992 at Faith Christian Center in Newark.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bb-3. **Resolution recognizing and commending Ms. Julia Morgan on her retirement.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bb-4. **Resolution recognizing and commending Dr. Niara Sudarkasa, President of Lincoln University in Pennsylvania.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bb-5. Resolution recognizing and commending Charles L. Whigham, founder of Whigham's Funeral home and City National Bank, for his exemplary service and outstanding contributions to the residents of Newark.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bb-6. Resolution recognizing and commending Sergeant Jackie Tamburello, Sergeant Daniel DeLorenzi, Detective Rocco Baglione, Officer Frank Leonardis and Officer Gene Etchison of the Newark Police Department for their meritorious performance.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bc. Resolution reappointing Daniel Webster, Sr., as a Member of the Board of Adjustment for period commencing February 1, 1992 and ending January 31, 1996. (Mr. Webster met with the Council January 22, 1992)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bc. Resolution reappointing Daniel Webster, Sr., as a Member of the Board of Adjustment for period commencing February 1, 1992 and ending January 31, 1996. (Mr. Webster met with the Council January 22, 1992)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bd.
(A.S.) Resolution declaring an emergency exists as to Ordinances 6-Ph, S & F-g, 6-Ph, S & F-h, 6-Ph, S & F-i, 6-Ph, S & F-j, 6-Ph, S & F-k, 6-Ph, S & F-l, 6-Ph, S & F-m and 6-Ph, S & F-n, being finally adopted on January 22, 1992, and the ordinances become effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-be. Resolution appointing Hassan ArbuBakrr, Constable for a term commencing
(A.S.) January 22, 1992 and ending January 22, 1993.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bf. Resolution welcoming the Life Underwriters Training Council Moderators Regional
(A.S.) Conference to the City of Newark.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bg Resolution authorizing settlement between City of Newark and Louis M. Turco,
(A.S.) involving property located at 636-638 Bergen Street, Block 2685, Lot 41, for sum of \$59,032.30, plus costs of \$1,200.; further, authorizing Tax Collector to apply sum of \$59,032.30, representing principal amount of taxes due, to subject property's account, as payment in full for taxes due up to and including December 31, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez.

Not Voting: Council Members Bradley, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bh. Resolution appointing Nine (9) Special Police Officers for year ending
(A.S.) December 31, 1992. (Jessie Bonilla, Willis Bruce, James Crute, Sam Hunt, Melvin Jackson, William Jordan, Elmer King, Ernest King, Luis Rodriguez)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bi-1. Resolution recognizing and commending Benjamin J. Quattlebaum, II, for his
(A.S.) many years of meritorious service with the Housing Authority of the City of Newark.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bi-2. Resolution recognizing and commending and honoring the former members of
(A.S.) the "Newark Bears", Triple A Farm Team of the New York Yankees.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bi-3. Resolution recognizing and commending Mr. James F. Spellman, noted law enforcement
(A.S.) official, for his exemplary service as a volunteer with various youth agencies in Newark.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bi-4. Resolution recognizing and commending Newark Police Sergeant James O'Connor
(A.S.) along with Newark Police Officers Anthony Caruso and Vincent Ucci for their heroic deeds.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bi-5. Resolution recognizing and commending Mr. Wayne Harms.
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bi-6. Resolution recognizing and commending Ms. Tina Taylor, Principal, Science
(A.S.) High School, for her dedicated leadership and unwavering commitment to the quality of education in Newark.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bi-7. Resolution recognizing and commending Mr. Raymond Lindgern, Vice Principal,
(A.S.) Central High School, for his unwavering commitment to the quality of education in Newark.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bi.
(A.S.) **Resolution recognizing and commending Newark based Gill Jewelers for exemplary economic and community service.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bj.
(A.S.) **Resolution authorizing external transfer of funds from Water Utility, Water Supply, Other Expenses, Miscellaneous, Real Estate Taxes-\$25,000. to Other Expenses, New Jersey Water Testing Tax Levy-\$25,000.; pursuant to N.J.S.A. 40A:4-59. (Required due to higher water consumption during 1991.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, President Tucker.

No: Council Member Rice.

Not Voting: Council Member Carrino.

Absent: Council Member Villani.

- 7-R-bk.
(A.S.) **Resolution authorizing Police Director to execute a hold harmless and indemnification agreement providing for indemnification to the City of New York for any liability which may be incurred by police officers who participate in program offered by John J. College, to combat drug trafficking in the City of Newark.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bl.
(A.S.) **Resolution authorizing Acting Business Administrator to enter into contract with Martino General Contractors, 54 New York Avenue, Newark, New Jersey 07101, lowest responsible bidder, to provide general contracting services - 22 Franklin Street 4th Floor, at cost not to exceed \$67,457.50, for period February 1, 1992 to April 30, 1992.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bm.
(A.S.) **Resolution amending 1992 Water Capital Budget of City of Newark by providing for appropriation for a certain capital project, in total amount of \$100,565. from Water Capital Surplus Fund, to said project, as set forth herein.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, President Tucker.

No: Council Members Martinez, Rice.

Absent: Council Member Villani.

January 22, 1992

7-R-bn.
(A.S.)

Resolution authorizing Director of Finance to apply to Local Finance Board for approval of a Bond Ordinance entitled, "Bond Ordinance Appropriating \$100,565. from Water Capital Surplus Fund, including bond proceeds, to the purpose set forth herein, as a supplemental appropriation for the Canistear Reservoir Rehabilitation Project, authorized herein to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq., and prior resolutions of the Local Finance Board of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris,
President Tucker.

No: Council Members Martinez, Rice.

Absent: Council Member Villani.

7-R-bo.
(A.S.)

Resolution designating fourteen (14) bank depositories for funds of the City of Newark, New Jersey. (Broad National-Newark; City National-Newark; First Fidelity-Newark; National Westminster-Jersey City; Midlantic National-Newark; New Jersey Cash Management Fund-Trenton; Hudson City Savings-Paramus; American Savings and Loan Association-Bloomfield; Howard Savings-Newark; Security National-Newark; Penn Federal Savings-West Orange; Maplewood Bank & Trust-Maplewood; Ironbound Bank-Newark; Ironbound Bank-Newark; Dollar Savings Bank-Newark) and authorizing investment of idle monies effective through December 31, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,
Rice, President Tucker.

Absent: Council Member Villani.

7-R-bp.
(A.S.)

Resolution requesting the Administration to submit to the Municipal Council the 1992 Proposed City of Newark Budget without delay.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,
Rice, President Tucker.

Absent: Council Member Villani.

MOTIONS.

7-W-a.

A MOTION CONGRATULATING THE NEWLY ELECTED MEMBERS OF THE UNITED COMMUNITY CORPORATION'S CENTRAL WARD COMMUNITY PLANNING COUNCIL was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,
Rice, President Tucker.

Absent: Council Member Villani.

- 7-M-b. **A MOTION COMMENDING GOVERNOR FLORIO'S ENACTMENT OF LEGISLATIVE MEASURE (S2157-LIPMAN) WHICH OVERTURNED A PREVIOUS LAW THAT DENIED 12 NEWARK CITY EMPLOYEES AND A LIMITED NUMBER OF EMPLOYEES OF OTHER MUNICIPALITIES IN BUYING CREDIT FROM THEIR RESPECTIVE STATE-MANDATED PENSION PLANS** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-c. **A MOTION RECOGNIZING AND COMMENDING THE CLINTON HILL-SOUTH WARD IMPROVEMENT ASSOCIATION ON ITS EIGHTH ANNUAL MARTIN LUTHER KING, JR. MEMORIAL AWARDS BREAKFAST HELD ON JANUARY 20, 1992** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-d. **A MOTION SUPPORTING AND ENDORSING GOVERNOR FLORIO'S SIGNING INTO LAW (A1361-BRYANT) REQUIRING THE STATE TRANSPORTATION DEPARTMENT AND NEW JERSEY TRANSIT TO PREPARE AND URBAN MASS TRANSPORTATION MASTER PLAN** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-e. **A MOTION RECOGNIZING AND COMMENDING GOVERNOR FLORIO'S SIGNING INTO LAW (A2112-CHARLES) DIRECTING THE CHANCELLOR OF HIGHER EDUCATION TO ESTABLISH A MINORITY UNDERGRADUATE FELLOWSHIP THROUGH FUNDING FROM THE MINORITY FACULTY ADVANCEMENT LOAN AND REDEMPTION PROGRAM ACT** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-f. **A MOTION RECOGNIZING AND COMMENDING ANNA DEMAIO, AN EMPLOYEE WITH NEWARK'S DIVISION OF PUBLIC BUILDINGS, FOR EXEMPLARY GOVERNMENT SERVICE, WHO, ON FEBRUARY 24, WILL HAVE BEEN EMPLOYED WITH THE CITY OF NEWARK FOR 40 YEARS** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.
- 7-M-g. **A MOTION RECOGNIZING AND COMMENDING MR. SAMUEL MILLER, DIRECTOR OF THE NEWARK MUSEUM, FOR EXEMPLARY LEADERSHIP IN THE ARTS, AND THE MUSEUM'S NOMINATION IN RECEIVING THE PRESTIGIOUS 1992 HONOR AWARD FROM THE AMERICAN INSTITUTE OF ARCHITECTS (A.I.A)** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Member Villani.

- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MORRIS APTEKER OF LIVINGSTON, FORMER CO-OWNER OF NEWARK-BASED ESSEX COUNTY CANDY AND TOBACCO COMPANY was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. HILDA GREENE OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SHIRLEY ANN AUSTIN OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARGARET B. PORCELLO OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-l. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES MORRIS OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM MILLARD was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-n. A MOTION ENCOURAGING BOTH THE FEDERAL AND STATE GOVERNMENTS TO EXPLORE THE FEASIBILITY OF INCREASING THE NUMBER OF HEALTH CARE FACILITIES IN THE CITY OF NEWARK, IN ORDER TO PROVIDE THE POPULACE WITH QUALITY SERVICES ESPECIALLY FOR THE ELDERLY AND CHILDREN was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-o. A MOTION RECOGNIZING AND COMMENDING GOVERNOR FLORIO'S ENACTMENT OF LEGISLATION (A1389-BRYANT) WHICH PERMITS WELFARE RECIPIENTS THE OPPORTUNITY TO ACCESS THEIR MONTHLY CHECKS THROUGH AN ELECTRONIC BANK CARD SYSTEM AND ESTABLISH ACCOUNTS AT LOCAL AND NEIGHBORHOOD BANKING INSTITUTIONS** was made by Council Member Harris, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice.
No: President Tucker.
Absent: Council Member Villani.
- 7-M-p. A MOTION COMMENDING GOVERNOR FLORIO FOR SIGNING INTO LAW, S203, WHICH REQUIRES THAT ALL VOTER POLLING PLACES BE ACCESSIBLE TO ELDERLY AND HANDICAPPED VOTERS** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-q. A MOTION RECOGNIZING AND COMMENDING GOVERNOR FLORIO'S SIGNING INTO LAW (S-1336-O'CONNOR) THAT WILL PROHIBIT ANY INDIVIDUAL CONVICTED OF A WEAPONS CHARGE IN ANOTHER STATE, THE OPPORTUNITY OF WEAPONS OWNERSHIP IN NEW JERSEY** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-r. A MOTION EXPRESSING EXTREME DISPLEASURE AT THE SIGNING OF THE NEW JERSEY WELFARE REFORM ACT BY GOVERNOR JIM FLORIO; FURTHER, STRONGLY URGING THE FEDERAL GOVERNMENT TO REJECT THE NECESSARY WAIVER AND APPROVALS REQUIRED FOR THE WELFARE REFORM ACT TO BECOME EFFECTIVE** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-s. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. TENO WHITE OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-t. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CHARLES WILSON OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-u. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. HENRIETTA NOLEN OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-v. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LARRY MCNAIR OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-w. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. HELEN VITIELLO OF NEWARK, A RETIRED NEWARK PUBLIC SCHOOL ART TEACHER was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-x. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MICHELLE BAXTER OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-y. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALEXANDER MATTURRI, FORMER SUPERIOR COURT JUDGE, CHAIRMAN OF THE NEWARK HOUSING AUTHORITY, STATE SENATOR AND U.S. REPRESENTATIVE ON THE ITALIAN-AMERICAN CONCILIATION COMMISSION was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-z. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DON FRANCELLO, JR., SON OF MR. DON FRANCELLO, SR., OWNER OF DON'S "21" RESTAURANT IN NEWARK was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-ba. A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH MAYOR JAMES AND DIRECTOR OF ENGINEERING ZACH REQUESTING A STATUS REPORT ON THE HAYNES AVENUE BRIDGE was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bb. A MOTION CONGRATULATING COUNCIL PRESIDENT DONALD TUCKER FOR SPEARHEADING THE "SING IN PRAISE OF KING" PROGRAM HELD AT NEWARK'S SYMPHONY HALL ON JANUARY 15, 1992, WHICH AFFAIR PAID TRIBUTE TO THE LEGACY OF THE LATE DR. MARTIN LUTHER KING, JR. AND WAS WELL ATTENDED BY OVER 4,000 PEOPLE was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-bc-1. A MOTION REQUESTING DIRECTOR OF FINANCE JEAN AND ACTING DIRECTOR, WATER ACCOUNTING AND CUSTOMER SERVICE RAWLINS SUBMIT A STATUS REPORT ON THE CITYWIDE PLAN FOR THE INSTALLATION OF NEW WATER METERS was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bc-2. A MOTION REQUESTING DIRECTOR OF ENGINEERING ZACH SUBMIT A WRITTEN REPORT REGARDING THE ADDITIONAL CHARGES BEING PASSED ALONG TO HOMEOWNERS FOR THE INSTALLATION OF NEW WATER METERS was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bd-1. A MOTION COMMENDING NEW JERSEY GOVERNOR JIM FLORIO FOR SIGNING INTO LAW SENATE BILL (S-851) SPONSORED BY SENATOR RONALD RICE, WHICH CREATES A DISORDERLY PERSONS OFFENSE FOR LOITERING was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bd-2. A MOTION SUPPORTING SENATE BILL (S-52) SPONSORED BY SENATOR RONALD RICE, WHICH ESTABLISHES A JUVENILE OFFENDER REHABILITATION PILOT PROJECT IN ESSEX COUNTY was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-be. A MOTION DIRECTING REQUESTING DEPARTMENT OF TRANSPORTATION TO REINSTALL THE TRAFFIC SIGN AT THE CORNER OF FERRY AND FOUNDRY STREETS WHICH WERE REMOVED PRIOR TO THE OPENING OF THE NEW MULTIPLEX MOVIE THEATRE was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bf. A MOTION REQUESTING NEW JERSEY TRANSIT TO PLACE A BUS STOP AT THE LOCATION OF THE NEW MOVIE THEATRE, THE MULTIPLEX CINEMA, LOCATED AT FERRY STREET AND FOUNDRY STREET, WHICH WOULD BE THE LAST STOP FOR THE NUMBER 34 BUS, EXTENDING THE #34'S ROUTE BY ONE BLOCK TO THE THEATRE LOCATION was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

January 22, 1992

- 7-M-bg. A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. JOSEPH WILLIAMS was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bh-1. A MOTION CONGRATULATING CONGRESSMAN DONALD PAYNE FOR SPONSORING A FORUM ON HEALTH CARE REFORM was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bh-2. A MOTION CONGRATULATING DR. FRANCES DUNSTON, NEW JERSEY COMMISSIONER OF HEALTH FOR PLAYING A SIGNIFICANT PART AT THE RECENT FORUM ON HEALTH CARE REFORM was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bi. A MOTION RESPECTFULLY REQUESTING MAYOR SHARPE JAMES TO SERIOUSLY CONSIDER EQUAL WARD REPRESENTATION WHEN MAKING FUTURE APPOINTMENTS TO THE NEWARK PUBLIC LIBRARY BOARD OF TRUSTEES was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bj. A MOTION EXTENDING A HAPPY 100TH BIRTHDAY TO MS. MAMIE HARRIS, GREAT AUNT OF COUNCIL MEMBER-AT-LARGE GARY HARRIS was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bk. A MOTION DIRECTING THE CITY CLERK TO INVITE REPRESENTATIVES OF DOUGLAS HARRISON APARTMENTS TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bl. A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION COMMENDING THE DR. MARTIN LUTHER KING, JR. AD HOC COMMITTEE FOR THE NEXT COUNCIL AGENDA OF FEBRUARY 5, 1992, was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

7-M-bm.

A MOTION CONDEMNING THE CONDITIONS THAT HAVE LED THE STATE OF NEW JERSEY HAVING SUCH A HIGH RATE OF SEGREGATION WITHIN ITS LOCAL PUBLIC SCHOOL SYSTEMS was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-M-bn-1.

A MOTION CONGRATULATING MR. THOMAS POSSUMATO AND THE ENTIRE MEMBERSHIP OF THE FRATERNAL ORDER OF POLICE LODGE NO. 12 FOR COMING TO A CONSENSUS AGREEMENT WITH THE BARGAINING UNIT WHICH WILL HELP TO AVOID THE POTENTIAL LAY OFF OF POLICE OFFICERS WITHIN THE NEWARK POLICE DEPARTMENT was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-M-bn-2.

A MOTION CONGRATULATING MR. ROCCO MALAGNA AND THE ENTIRE MEMBERSHIP OF THE PATROLMEN'S BENEVOLENT ASSOCIATION FOR COMING TO A CONSENSUS AGREEMENT WITH THE BARGAINING UNIT WHICH WILL HELP TO AVOID THE POTENTIAL LAY OFF OF POLICE OFFICERS WITHIN THE NEWARK POLICE DEPARTMENT was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Acting Business Administrator Grant, received December 17, 1992, enclosing proposed, "Ordinance authorizing the Director of the Department of Development to exchange property located at 380-386 Clinton Avenue with Greater Level Hill Baptist Church, Inc., for property located at 373-379 18th Avenue, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-16."

(West Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the February 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

8-b.
(A.S.)

Proposed, "Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating newspapers to receive notices of public meetings, official advertising and other municipal advertising, by deleting therefrom the Elizabeth Daily Journal and adding thereto the Jersey Journal."

(For action on this item, see Ordinance 6-F-g (A.S.) on page 7 in the minutes of this meeting)

8-c.
(A.S.)

Proposed, "Ordinance amending Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto two (2) additional Members to the Mayor's Commission on the Homeless."

(For action on this item, see Ordinance 6-F-h (A.S.) on page 7 in the minutes of this meeting)

- 8-d.
(A.S.) From Acting Business Administrator Grant, received January 22, 1992, enclosing proposed, "Bond Ordinance appropriating \$100,565. from the Water Capital Surplus Fund, including Bond Proceeds, to the purpose set forth herein, as a supplemental appropriation for the Canistear Reservoir Rehabilitation Project, authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-i (A.S.) on page 8 in the minutes of this meeting)

- 8-e.
(A.S.) Proposed, "Ordinance amending Title 16A, Land Use Procedures, Chapter 4, Appeals, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a new Section 3, appeals from Central Planning Board."

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-j (A.S.) on pages 8 and 9 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a.-1 From His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Ms. Treva Young, Director, Homeless Family Center, Saint Rocco's Community Outreach Center, 355 South 6th Street, Newark, New Jersey 07103, as a Member of the Mayor's Commission on the Homeless, for a period of two years, commencing January, 1992 and ending January, 1994.

(Copy of communication submitted to each Member of the Council)
(Ms. Young met with the Council January 7, 1992)

A motion to confirm the nomination of Ms. Treva Young, to serve as a Member of the Mayor's Commission on the Homeless, for a period of two years, commencing January, 1992 and ending January, 1994, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: This appointment is confirmed.

- 9-a.-2 From His Honor, Mayor Sharpe James, received December 16, 1991, nominating, subject to confirmation, Ms. Irma L. Jenkins, Program Director, Catholic Community Services, 17 Mulberry Street, Newark, New Jersey 07102, as a Member of the Mayor's Commission on the Homeless, for a period of one year, commencing January, 1992 and ending January, 1993.

(Copy of communication submitted to each Member of the Council)
(Ms. Jenkins met with the Council January 7, 1992)

A motion to confirm the nomination of Ms. Irma L. Jenkins, to serve as a Member of the Mayor's Commission on the Homeless, for a period of one year, commencing January, 1992 and ending January, 1993, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: This appointment is confirmed.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from December 30, 1991 to January 13, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Confraternity of Saint Rose of Lima Church	10429 (Amended)
St. Benedict Booster Club	10467
Parent Association of St. Benedict Elementary School	10471
St. Benedict Church	10474
St. Rose of Lima Church	10475

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Rose of Lima Church	10456 (Amended)
St. John's Guild	10597
Ironbound Community Corporation	10598
Ironbound Community Corporation	10599
Berean Baptist Church	10600
St. Aloysius Roman Catholic Church	10601
Saint Michael's Medical Center	10602
Aunt Millies Children's Learning Center	10603
St. Charles Borromeo Roman Catholic Church	10604
Rosary Confraternity of St. Rose of Lima Church	10605
National Council of Negro Women, Inc.	10606
St. John the Baptist Ukrainian Catholic Church	10607

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

This meeting adjourned at 11:28 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

January 28, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

Due to work being performed in the Council Chamber, the meeting was held in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order at 1:30 P.M.

Present: City Clerk Robert P. Marasco.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk read letter dated January 23, 1992, from Council President Tucker, calling a special meeting of the Municipal Council, for Tuesday, January 28, 1992, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider the following legislation:

Ordinance to amend Title 22, Streets and Sidewalks; Chapter 16, Sidewalk Newsstand, Section 1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to allow newsstands to be stationed at certain locations on the sidewalks of the City of Newark. (6-F-c deferred January 22, 1992)

Resolution authorizing Mayor to enter into contract with Gustav Heningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one year, for sum not to exceed \$75,000.; (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)) (Resolution 7-R-b deferred January 22, 1992)

Resolution authorizing transfer of H.C.D.A. funds to Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992.

Resolution amending Resolution 7-R-i, January 22, 1992, ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi Center for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000., by increasing contract amount by \$30,000.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conference of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on January 23, 1992, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated "In accordance with Rule XI, of Title 2, "A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour."

The City Clerk stated this meeting is adjourned to Thursday, January 30, 1992, at 11:00 A.M., or as soon thereafter as practical.

Spec. Mtg., 1-28-92

January 28, 1992

This meeting adjourned at 1:32 P.M.

APPROVED:

Robert P. Marasco
City Clerk

January 30, 1992

An adjourned meeting of a special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey.

Due to work being performed in the Council Chamber, the meeting was held in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order at 2:00 P.M.

Present: City Clerk Robert P. Marasco.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk read letter dated January 23, 1992, from Council President Tucker, calling a special meeting of the Municipal Council, for Tuesday, January 28, 1992, at 12 Noon, or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider the following legislation:

Ordinance to amend Title 22, Streets and Sidewalks; Chapter 16, Sidewalk Newsstand, Section 1, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to allow newsstands to be stationed at certain locations on the sidewalks of the City of Newark. (6-F-c deferred January 22, 1992)

Resolution authorizing Mayor to enter into contract with Gustav Heningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one year, for sum not to exceed \$75,000.; (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)) (Resolution 7-R-b deferred January 22, 1992)

Resolution authorizing transfer of H.C.D.A. funds to Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992.

Resolution amending Resolution 7-R-i, January 22, 1992, ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi Center for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000., by increasing contract amount by \$30,000.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on January 23, 1992, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated "In accordance with Rule XI, of Title 2, "A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour."

January 30, 1992

The City Clerk stated this legislation will be added to the February 5, 1992, agenda of the Municipal Council.

This meeting adjourned at 2:03 P.M.

APPROVED:

Robert P. Marasco
City Clerk

Newark, New Jersey, February 5, 1992

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:30 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Jonah Nixon, Trinity Baptist Church.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Martinez, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Gwendolyn Blue, Public Relations Consultants Lois Redisch and Harold Edwards, Legislative Research Officer Elmer Herrmann, Lieutenant Richard Paraboschi and Lieutenant Dow Wright, Sergeants-at-Arms.

Absent: Council Members Carrino, Harris, Rice.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on January 31, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

At this time, President Tucker requested a moment of silence in memory of Mamie Harris, great aunt of Council Member Harris.

(Council Member Rice arrived 1:35 P.M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Report of the Office of the City Clerk, for month of December, 1991.

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Harris.

4-b. The City Clerk presented Tax Abatement and Special Taxes Quarterly Report, October 1, 1991 through December 31, 1991, submitted by Department of Finance.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Harris.

4-c. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held December 12, 1991.

A motion that the Copy of Minutes be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Harris.

- 4-d. The City Clerk **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque North, held December 13, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Harris.

- 4-e. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque South, held December 13, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Harris.

- 4-f. The City Clerk presented **Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Acting Business Administrator, for the month of December, 1991.**

A motion to approve the Report of Contracts awarded, recommended by Acting Purchasing Agent and approved by Acting Business Administrator for the month of December, 1991, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Harris.

- 4-g. The City Clerk presented **1991 Annual Report of Department of Engineering.**

A motion that the 1991 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Harris.

- 4-h. The City Clerk presented **Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held December 12, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Harris.

- 4-i. The City Clerk presented **Copy of Minutes of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held December 19, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Harris.

- 4-j. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of City of Newark held December 19, 1991.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Harris.

FINDINGS OF FACT - BOARD OF ADJUSTMENT.

- 4-A-1. The City Clerk read **In the Matter of Application of Wilbert Ruiz, Applicant, Wilbert and Benigna Ruiz, Owners, to permit in a Second Business and First Industrial Districts, Automobile, Body and Fender Repairs and Spray Painting and with accessory parking conducive to a back-out maneuver onto an arterial street on premises 597-605 Springfield Avenue and 696 South 14th Street. (South Ward)**
(Copy of transcript submitted to each Member of the Council)
(Mr. Charles Richardson, King William Grand Lodge, A.F. & A.M. and Mrs. Louise Dancy, Queen of Sheby Grand Chapter, O.E.S., Appellants)
(Board of Adjustment hearing held April 25, 1990)
(Transcript filed May 10, 1990)

A motion to defer action on this matter and directing the City Clerk to send appropriate notice calling for a special meeting of the Municipal Council for Tuesday, February 11, 1992, at 11:00 A.M. or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Harris.

(Council Member Harris arrived 1:36 P.M.)

(Council Member Carrino arrived 1:37 P.M.)

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-Way Street. (East Ward)**
(Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Branch, Grant.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, by adding thereto Dickerson Street as a Through Street. (Central Ward)**
(Dickerson Street
Between Roseville Avenue and Norfolk Street
Between First Street and Norfolk Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Branch, Grant.

6-F-c.

The City Clerk read An ordinance authorizing the Director of the Department of Development to exchange property located at 380-386 Clinton Avenue with Greater Level Hill Baptist Church, Inc., for property located at 373-379 18th Avenue, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-16. (West Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 19, 1992.

6-F-d.

The City Clerk read An ordinance to amend Title 22, Streets and Sidewalks; Chapter 16, Sidewalk Newsstand, Section 1 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow newsstands to be stationed at certain locations on the sidewalks of the City of Newark.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Branch.

A motion to consider Items 8-a and 8-d (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-e.

The City Clerk read An ordinance amending Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 14, Loitering, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By upgrading a loitering violation to a disorderly persons offense).
(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further for further action on February 19, 1992.

President Tucker directed the City Clerk to invite Acting Business Administrator Grant, Acting Corporation Counsel Gregory, Presiding Judge Minor and Director of Police Celester to meet with the Council at its February 11, 1992 special conference to discuss this item further.

6-F-f.
(A.S.)

The City Clerk read An ordinance amending Section 2:2-92, Tax Assessor, of Title 2, Administration of the Revised Ordinances of the City of Newark, New Jersey (by adding thereto another subparagraph under Paragraph (B) requiring the Tax Assessor to provide the applicant for exemption from taxes with a written response giving specific reasons why the applicant was granted or denied tax exemption status).

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on February 19, 1992.

A motion to consider Item 8-e (A.S.), on Ordinances on First Reading was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-g.
(A.S.)

The City Clerk read A Bond Ordinance appropriating Project Balances from the 1988 and prior year General Capital Budget, and reappropriating such Project Balances in the amount of \$1,853,811.45 to the General Capital Surplus Fund, and then reappropriating \$954,000. to new projects authorized herein to be undertaken in and by the City of Newark.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further for further action on February 19, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 19-29 Ross Street, A/K/A Block 3752, Lot 38 (East Ward) as a relocation site for New Zion Revival Temple Church, Inc.; pursuant to N.J.S.A. 40:55C-15.

WHEREAS, by Ordinance 6S&FK dated March 3, 1989 (See Exhibit A), the City of Newark authorized the purchase of 10-18 Broome Street from New Zion Revival Temple Church, Inc. hereinafter "New Zion"; and

WHEREAS, the City of Newark pursuant to law must relocate "New Zion"; and

WHEREAS, New Zion wishes to purchase certain municipal property located at 19-29 Ross Street, a/k/a Block 3752, Lot 38; and

WHEREAS, the City of Newark has determined that the premises commonly known as 19-29 Ross Street, a/k/a Block 3752, Lot 38, on the Official Tax Map and Tax Duplicate (year 1990) of the City of Newark, New Jersey, owned by the City of Newark is no longer needed for public purposes; and

WHEREAS, this property has been appraised and the fair market value is \$61,300.00 (See Exhibit B); and

WHEREAS, New Zion has requested a five (5) year purchase agreement and mortgage in order to pay for the cost of acquisition of the property, while financing and construction of a new church; and

WHEREAS, the Department of Development has reviewed this matter and finds it an acceptable relocation solution and the payment arrangement acceptable.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. The sale of 19-29 Ross Street, a/k/a Block 3752, Lot 38, to the New Zion Revival Temple Church, Inc. for \$61,300.00 be and is hereby approved.

Section 2. The Department of Development is hereby authorized to enter into a five (5) year purchase agreement and mortgage for the purchase of land for relocation by New Zion at a price of \$61,300.00.

Section 3. New Zion is hereby required to deposit \$20,300.00 of the purchase price at the time it executes the purchase agreement and the remaining balance is payable in five (5) equal installments with a one (1%) percent interest rate no later than September 15th of each calendar year thereafter, until the purchase price is paid in full.

Section 4. The Director of Development is hereby authorized to enter into a purchase agreement with New Zion for the purchase at 19-29 Ross Street a/k/a Block 3752, Lot 38 for relocation at a purchase price of \$61,300.00 and execute any and all deeds and other documents, same to be approved as to form and legality by the Corporation Counsel and to be attested and acknowledge by the City Clerk.

Section 5. A copy of the executed documents shall be filed in the Office of the City Clerk.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance will permit the City of Newark to sell properties through the use of a five year purchase agreement located in the Central Ward to New Zion Revival Temple Church, Inc.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-2, Parking Prohibited At Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Newark Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-2, Parking Prohibited at Certain Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Newark Street:

East side, beginning 50 feet south of the southerly curbline of New Street and extending 140 feet southerly therefrom. From 5:00 a.m. to 2:00 p.m., Monday through Friday.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on Newark Street at the curbline space between posted signs bearing the legend "No Parking" between 5:00 a.m. and 2:00 p.m., Monday through Friday.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, designating newspapers to receive notices of Public Meetings, official advertising and other Municipal advertising, by deleting the Elizabeth Daily Journal and adding thereto the Jersey Journal.

WHEREAS, the Municipal Council believes that information about all municipal activities and operations should be disseminated as widely as possible, so that all segments of the community are fully informed about the work of municipal government; and

WHEREAS, the Open Public Meetings Act ("Sunshine Law") N.J.S.A. 10:4-6 et. seq., requires municipal council, boards and commissions to give adequate notice of meetings to at least two newspapers, one of which shall be the official newspaper; and

February 5, 1992

WHEREAS, the Optional Municipal Charter Law ("Faulkner Act") N.J.S.A. 40:69A-1 et seq., as amended, authorizes the Municipal Council to provide for the "Designation of official newspaper" (40:69A-36(k)); and

WHEREAS, the State of New Jersey also sets forth in its statutes (N.J.S.A. 35:1-1 et. seq.), various requirements and provisions for legal newspapers and official advertising; and

WHEREAS, the City of Newark uses newspaper advertising in some instances to fulfill the requirements of state law, but in other instances only to increase public awareness of employment opportunities, auctions of real and other property, recreational and cultural events, effects of new legislation, etc.;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Council does hereby designate The Star Ledger of Newark, N.J. and the Jersey Journal to receive all meeting notices required under the Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.)

Section 2. The Council does hereby designate The Star Ledger of Newark, N.J. as the official newspaper of the City of Newark, and the Council hereby directs that all municipal legal advertising which must comply with the provisions of state law (N.J.S.A. 35:1-1 et seq.) be published in the Star Ledger.

Section 3. The Council also designates the following newspapers to be recipient of other municipal advertising:

The Connection, 616 Penn Avenue, Teaneck, NJ 07666
El Coqui, 43 Bloomfield Avenue, Newark, NJ 07104
Greater News, 585 Broad Street, Newark, NJ 07104
Italian Tribune News, 427 Bloomfield Avenue, Newark, N.J. 07107
Luso-American, 88 Ferry Street, Newark, N.J. 07105
N.J. Afro-American, 195 West Market Street, Newark, N.J. 07103
La Tribuna, 70 Kossuth Street, Newark, N.J. 07105
Vailsburg Leader, 1291 Stuyvesant Avenue, Union, N.J. 07083
City News, 144 North Avenue, Plainfield, N.J. 07061

Section 4. The rates to be paid for legal advertising placed pursuant to Section 3 above are set forth in the New Jersey Statute on "Rates for official advertising" (N.J.S.A. 35:2-1). The rates for any other municipal advertising shall be the lower of either (a) the rates in the New Jersey Statutes or (b) the rates set by the publisher.

Section 5. As a condition of receiving advertising from the City of Newark, the publisher or business manager of each newspaper must file each year with the City Clerk, an affidavit setting forth the net paid circulation of such newspapers for the 12-month period ending the previous September 30, and the rates to be charged for legal advertising and for local display advertising. A new affidavit with this information must be filed by January 1 of each year. The City Clerk shall advise the Business Administrator and Corporation Counsel of the newspapers that have submitted this information and shall transmit copies of their affidavits to these officials.

Section 6. All prior ordinances or parts of prior ordinances which are inconsistent herewith are hereby repealed.

Section 7. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance deletes the Elizabeth Daily Journal as a designee to receive all meeting notices and adds thereto the Jersey Journal.

February 5, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto two (2) additional members to the Mayor's Commission on the Homeless.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section 166, Memberships and Section 167, Terms of Members, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is further amended as follows:

* * * * *

2:2-166. Memberships

(a). The Commission shall consist of the following:
Seventeen (17) members to be appointed by the Mayor with the advice and consent of the Municipal Council. The Mayor, President of the Municipal Council and the Director of Health and Human Services shall be members ex-officio.

(b). The Commission shall consist of representatives from various segments of the community. They should be affiliated with emergency food and shelter programs for the homeless and groups that concern themselves with the health and social needs of the homeless.

2:2-167. Terms of Members

(a). The seventeen (17) members shall serve staggered terms, five (5) shall serve for a term of one (1) year, four (4) for a term of two (2) years, four (4) for a term of three (3) years and four (4) for a term of four years. Thereafter each member shall be appointed for a four (4) year term and shall serve until his/her successor is duly appointed. Vacancies caused by resignation or otherwise shall be filled for the unexpired part of the term thereof by the Mayor.

Section 2. any existing ordinances, or parts thereof, inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law of the State of New Jersey.

STATEMENT

This ordinance adds two (2) additional members to the Mayor's Commission on the Homeless.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance appropriating \$100,565. from the Water Capital Surplus Fund, including Bond Proceeds, to the purpose set forth herein, as a supplemental appropriation for the Canistear Reservoir Rehabilitation Project, authorized herein to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to the Local Bond Law and the Local Budget Law of the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, in the County of Essex, State of New Jersey (hereinafter the "City") hereby determines that there are funds available from the Water Capital Surplus Fund of the City, including Bond Proceeds, now available for use on other Water Capital Projects.

SECTION 2. The City hereby appropriates \$100,565 from the Water Capital Surplus Fund for the following project set forth herein as follows:

<u>Project No.</u>	<u>Project</u>	<u>Total Appropriation</u>	<u>Useful Life (Years)</u>
880E	Canistear Reservoir Rehabilitation	\$100,565	40

The description of the project set forth hereinabove shall include similar and/or comparable equipment, and all accessories, equipment, costs, improvements and appurtenances thereto, and for said project set forth in this Section 2 the useful life is 40 years.

SECTION 3. No bonds or notes are authorized by this Ordinance, nor are funds from the Capital Improvement Fund or Capital Surplus Fund authorized for down-payment purposes for the Project set forth in Section 2 hereinabove. However, the City hereby determines the Project set forth in Section 2 is a purpose for which bonds may be issued.

SECTION 4. The Capital Budget of the City of Newark is hereby amended to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

February 5, 1992

SECTION 5. The Director of the Department of Finance of the City is hereby authorized to make application to the Local Finance Board of the Department of Community Affairs of the State of New Jersey with respect to this Ordinance.

SECTION 6. To the extent that any previous resolution or ordinance is inconsistent with or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

SECTION 7. This bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after Ordinance 6-S & F-p, Council Member Martinez requested his vote be changed from absent during roll call to the negative.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

No: Council Member Martinez.

President Tucker: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 16A, Land Use Procedures, Chapter 4, Appeals, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a new section 3, Appeals from Central Planning Board.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 16A, Land Use Procedures, Chapter 4, Appeals, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is hereby further amended by adding thereto a new section 3, Appeals From Central Planning Board, to read as follows:

February 5, 1992

16A:4-3 Appeals From Central Planning Board

Any interested party may appeal to the Municipal Council any final decision of the Central Planning Board approving a variance. Such appeal shall be made within 10 days of the date of publication of such final decision granting any such variance. The appeal to the Municipal Council shall be made by serving the Municipal Clerk in person or by certified mail with a notice of appeal, specifying the grounds therefor and the name and address of the appellant and the name and address of his or her attorney, if represented. Such appeal shall be decided by the Municipal Council only upon the record established before the planning board.

The Municipal Council shall conclude a review of the record below and render a decision not later than 120 days from the date of publication of notice of the decision below. Failure of the Municipal Council to hold a hearing and conclude a review of the record below and to render a decision within such specified period shall constitute a decision affirming the action of the planning board.

A fee of \$20.00 shall be charged to process the appeal. Publication of the decision of the Municipal Council shall be arranged by the City Clerk, without separate charge to the appellant. Any interested party who requests a transcript or duplicate recording of proceedings before the Municipal Council shall pay the cost thereof.

Nothing in this ordinance should be constructed to restrict the right of any party to obtain a review by any court of competent jurisdiction, according to the law.

SECTION 2. All prior ordinances or parts thereof which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance allows for the appeal to the Municipal Council for the granting of variances by the Central Planning Board.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 23, Traffic and Parking, Chapter 7, Parking Meter Regulations, generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to be a Holiday Season Moratorium on the enforcement of Parking Meters in certain areas.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 23, Traffic and Parking, Chapter 7, Parking Meter Regulations, generally, Section 14, Holiday Moratorium, of the Revised Ordinances of the City of Newark is further amended and supplemented, as follows:

23:7-14. HOLIDAY MORATORIUM

The parking meter regulations shall not be enforced on weekdays between the hours of 10 A.M. - 4 P.M., as well as all day on Saturday and Sunday in the Central Business District as defined in Section 23:1-1 during the period from the Thanksgiving Day Holiday to December 27th of each year.

Section 2. Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

STATEMENT

This ordinance has been amended to allow a moratorium on the enforcement of the Parking Meter ordinance on weekdays between the hours of 10 A.M., to 4 P.M., as well as all day Saturday and Sunday in the Central Business District for the period from Thanksgiving Day Holiday to December 25th of each year.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-1 and 23:5-2, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended, by changing parking prohibited at all times on Clinton and Halsey Streets to parking prohibited between the hours of 7 A.M. to 6 P.M. on Clinton and Halsey Streets.

(Deleting: Clinton Street, north side, from Broad to Lawrence Street.
Adding:
No parking at any time between the hours of 7 A.M. and 6 P.M.
Clinton Street, north side, from Broad Street to Mulberry Street;
Halsey Street, between Washington Place and Branford Place, east and west sides).
(Approved by Department of Transportation, Division of Traffic Engineering)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street.

(Deleting:
South 10th Street - east side
from Woodland Avenue to Springfield Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street.

(Kerrigan Boulevard and Ivy Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Delavan Avenue and North 8th Street.

(Delavan Avenue and North 8th Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-S & F-l.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Woodside Place as a One-way Street.

(Woodside Place:

West/Northbound, from Summer Avenue to Arlington Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street.

(18th Avenue and South 20th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street.

(19th Avenue and South 19th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Permits for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of Pay Phones on the City of Newark's Sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the Public's use of the Streets and Sidewalks.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street.

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez.

HEARINGS OF CITIZENS.

- 6-HC-a. **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to allocating City funds to help the homeless.
- 6-HC-b. **MR. RUDY ZAEPFUL, 99 ROME STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council opposing cutbacks within the Police and Fire Departments.
- 6-HC-c. **MR. ROBERT COLE, 991 FRELINGHUYSEN AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council requesting better health care for the residents of the City of Newark.

Council Member Harris, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Mr. Cole and forward them to Commissioner of Health Dr. Frances J. Dunston, for her information and consideration.

A motion to consider Resolution 7-R-bw, was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bw. **Resolution declaring Thursday, February 6, 1992, as "Al Wright Day" within the City of Newark.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker, on behalf of the Municipal Council, read and presented suitably inscribed resolution to Mr. Al Wright.

Mr. Wright thanked the Members of the Municipal Council for recognizing him with this resolution.

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. **Resolution authorizing Acting Corporation Counsel to execute Stipulation of Settlement with regard to certain properties set forth in Schedule A, upon receipt of all documents deemed appropriate.**
(In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-b. **Resolution authorizing Mayor and Director of Development to enter into contract with Newark Day Care Center Incorporated, a New Jersey Non-Profit Corporation, for purpose of rehabilitating 43 Hill Street, Newark, New Jersey, to service low and moderate income residents, for period March 1, 1992 through March 31, 1993, in amount of \$25,000.; funds available from HCDA, Year XVII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

February 5, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-c.

Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with Independence High School Inc., a New Jersey Non-Profit Corporation, for purpose of amending and extending their contract to continue rehabilitation of 179 Van Buren Street, Newark, New Jersey, for period January 1, 1992 through December 21, 1992, in amount of \$50,000.; funds available from HCDA, Year XV.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-d.

Resolution amending Resolution 7-R-cq (A.S.), April 4, 1990, authorizing Mayor and Director of Development to submit application to New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program on behalf of K. Hovnanian at Newark Urban Renewal Corporation II Inc. for grant in amount of \$307,545. for 31 low and moderate income units to be located on Tax Blocks 235 and 236, "Society Hills at University Heights," Phase IV, by changing Phase IV-Site D-2 to Phase V-Site D-2 and increase grant amount from \$307,545. to \$430,500., to be completed by September 30, 1995.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-e.

Resolution amending Resolution 7-R-bw (A.S.), June 20, 1990, authorizing Mayor and Director of Development to submit application to New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program on behalf of K. Hovnanian at Newark Urban Renewal Corporation II Inc. for Society Hills Phase V-Sites C & E, for grant in amount of \$651,000. for 28 low, 28 moderate and 320 market rate units to be located at Block 403, 404 and 408 within the City of Newark, by changing Phase V to Phase IV-Sites C & E, adding Tax Blocks 403, 404, 405, 406, 407, 408, 409 and increasing grant amount from \$651,000. to \$756,000., to be completed by May 31, 1994.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-f.

Resolution authorizing Mayor and Director of Engineering to execute Contract 91-27, Complaint Prune City Wide with Greenwood Tree Experts, Inc. 6 Fulton Street, Montville, New Jersey 07045, lowest responsible bidder, for sum of \$86,111.61, which is amount of funds currently available and to extend contract to original bid amount of \$137,405. when additional funds in amount of \$51,293.39 becomes available, project should be completed within one year of Notice to Proceed.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with the Council February 4, 1992)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker directed the City Clerk to communicate with Director of Engineering Zach, requesting he provide a schedule and listing of those trees to be pruned city-wide.

7-R-g.

Resolution authorizing Mayor and Director of Engineering to execute Contract 91-121 with Clinton Bogert Associates, 270 Sylvan Avenue, Englewood Cliffs, New Jersey 07632, for professional consulting engineering services for the planning of the most effective means of eliminating dry weather overflows and reducing solids and floatables in combined sewer overflows, for total sum of \$521,239., contract should be completed within eighteen months of Notice to Proceed. (City of Newark received grant in amount of \$472,239. from New Jersey Department of Environmental Protection, Division of Water Resources, Infrastructure Improvement Act; City Match-\$52,471.) (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-h.

Resolution authorizing Mayor and Director of Engineering to execute Contract 91-22, Emergency Tree Work with Dujets Tree Experts, Notch Road, West Paterson, New Jersey 07424, lowest responsible bid submitted, for sum not to exceed \$76,100.; for a period of one year from date of Notice to Proceed.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-i.

Resolution confirming action taken by Mayor and Director of Engineering to secure services of La Fera Contracting Company, 149 Verona Avenue, Newark, New Jersey, lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6; further authorizing Mayor and Director of Engineering to execute contract with La Fera Contracting Company for emergency sewer repair to the 8" tile sewer line on North 13th Street in vicinity of number 789, for total sum of \$30,140.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-j.

Resolution confirming action taken by Mayor and Director of Engineering to secure services of LVI Environmental Services, Inc., 247 Huyler Street South, Hackensack, New Jersey, based upon lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6; further authorizing Mayor and Director of Engineering to execute contract with LVI Environmental Services, Inc. for emergency asbestos removal in City Hall Annex, for total sum of \$57,995., project to be completed within fourteen working days from Notice to Proceed.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-k.

Resolution authorizing Director of Engineering to apply for and accept grant from Commissioner of Transportation of State of New Jersey, Bureau of Local Aid, State Aid to Municipalities under New Jersey Transportation Trust Fund Authority Act, for resurfacing/reconstruction of Wilson Avenue, for sum of \$500,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-l.

Resolution authorizing Mayor and Director of Engineering to extend Water Supply Agreement with City of Elizabeth, from January 1, 1992 to December 31, 1992, at unit price of \$900. per million gallons; requires no expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

No: Council Member Martinez.

7-R-m.

Resolution ratifying and authorizing Director of Engineering to execute agreement with Township of Wayne, for sale of potable water from Pequannock Water System at unit price of \$750./M, for period of one year from January 1, 1992 to December 31, 1992; requires no expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Engineering Zach met with the Council February 4, 1992)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

No: Council Member Martinez.

7-R-n.

Resolution ratifying and authorizing Mayor and Director of Engineering to enter into an Annual Service Agreement with Bailey Controls Company, 29801 Euclid Avenue, Wickliffe, Ohio 44092, for preventive maintenance of Cabinet Mounted Network 90 Equipment at Pequannock Water Treatment Plant, for period January 1, 1992 and ending December 31, 1992, amount not to exceed \$50,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-o.

Resolution rescinding Resolution 7-R-n, December 4, 1991, "Resolution authorizing Mayor and Director of Engineering to apply for and accept sum of \$1,289,000. from Commissioner of Transportation of State of New Jersey, Bureau of Local Aid, State Aid to Municipalities under New Jersey Transportation Trust Fund Authority Act, for resurfacing of Irvine Turner Boulevard and various streets." (Funds are no longer available from State of New Jersey)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-p.

Resolution amending Resolution 7-R-cc (A.S.), February 6, 1991, contract with P & C Scaffold Erectors, Inc., 193 Normandy Road, Edison, New Jersey 08820, for erection and dismantling of scaffold equipment, for total sum of \$27,168., for period October 29, 1990 to October 28, 1991, by extending period from October 28, 1991 to January 21, 1992. (Exterior sealing of Krueger Mansion)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-q.

Resolution authorizing Acting Director of Health and Human Services to issue reward in amount of \$1,000., to Citizen of Record, for providing information and testimony leading to arrest and conviction of illegal dumper on City-owned property, pursuant to R.O. 13A:6-6.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

(For further action on this item, see Motion 7-M-bd, on page 34 in the minutes of this meeting.)

7-R-r.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Newark Boys Chorus School, to provide music and academic training to Newark youngsters, for period September 1, 1991 through June 30, 1992, contract shall not exceed \$45,000.; funds available from HCDA, Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-s.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Elizabeth Avenue Community Center/The Centre, to provide high quality social services/early childhood education to low and moderate income families, for period January 1, 1992 to December 31, 1992, contract shall not exceed \$75,000.; funds available from HCDA, Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-t.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with the Township of Fairfield, New Jersey, for provision of services provided by a Licensed Health Officer, for period beginning July 1, 1991 through December 31, 1991, for sum not to exceed \$12,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-u.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Charles Scammel, 69 Dreahook Road, Whitehouse Station, New Jersey, 08889, to assist in applying for Federal Funding for AIDS Programs, for period December 1, 1991 through February 28, 1992, in amount of \$16,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

(Acting Director of Health and Human Services Ruffin met with the Council February 4, 1992)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-v. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Tri-City People's Corp. Health Center, for provision of high quality Ambulatory Health Services, for period from May 1, 1991 to April 30, 1992, in amount of \$49,000.; funds available from HCDA, Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-w. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Suburban Regional Health Commission, for renewal of membership, for period January 1, 1991 to December 31, 1991, in amount of \$53,060.; further ratifying membership back to original date of membership, May 15, 1984; funds provided in 1991 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-x. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept grant award, enter into and execute contract with State Department of Human Services, Division of Mental Health and Hospitals, in amount of \$131,552., for provision of clinical case management services to the homeless mentally ill residents, for period July 1, 1991 to June 30, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-y. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for funds in amount of \$826,588. from United States Department of Health and Human Services, Public Health Services, for continued provision of health care and social services to Newark's homeless population, \$390,553. In-Kind Matching Funds, totalling \$1,253,141.; for period November 1, 1991 through October 31, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-z. Resolution authorizing Director of Finance to accept check in amount of \$50,000. in full settlement of all taxes, interest and penalties placed on properties listed on Schedule A, for period April 10, 1984 through August 22, 1985; further authorizing Tax Collector to remove, cancel and set aside all tax sale certificates and tax liens issued by City of Newark for taxes imposed for said period.

(Amity Park Associates, Inc., Seventeenth Street Corporation, Albert Dickson, Roosevelt Stroman, Tsuris Corporation, United Investment Corporation, Nineteenth Street Corporation, Sanam Investment Corporation and Hawthorne Avenue Corporation)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ba. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown therein, totalling \$67,267.12 for overpayments carried on books and records of Tax Collector by reason of State Board Judgements, County Board Judgements, Senior Citizen Allowances and Cash Overpayments for years 1988, 1989, 1990 and 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-bb. Resolution authorizing Director of Finance to issue check in amount of \$375. to Leonard Sanders, refund of $\frac{1}{4}$ year's taxes paid at time of closing for purchase of City-owned property located at 107 South 9th Street, Block 1827, Lot 15; purchaser complied with conditions of sale.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-bc. Resolution authorizing Director of Finance to issue check in amount of \$343.21 to Phield Hill, refund of $\frac{1}{4}$ year's taxes paid at time of closing for purchase of City-owned property located at 50 Baldwin Avenue, Block 2654, Lot 31; purchaser complied with conditions of sale.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-bd. Resolution authorizing Director of Finance to issue check in amount of \$1,035. to Macon T. Cotton, Jr., refund of $\frac{1}{4}$ year's taxes paid at time of closing for purchase of City-owned property located at 1016-1022 Bergen Street, Block 3658, Lots 5, 8; purchaser complied with conditions of sale.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-be. Resolution authorizing Director of Finance to issue check in amount of \$348. to Leonard Sanders, refund of $\frac{1}{4}$ year's taxes paid at time of closing for purchase of City-owned property located at 68 South 10th Street, Block 1856, Lot 59; purchaser complied with conditions of sale.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-bf. Resolution authorizing Director of Finance to issue check in amount of \$332. to Jesus P. Lopez, refund of $\frac{1}{4}$ year's taxes paid at time of closing for purchase of City-owned property located at 134 South 9th Street, Block 1828, Lot 41; purchaser complied with conditions of sale.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg.

Resolution authorizing Director of Finance to issue check in amount of \$633. to Aubrey Burke, refund of $\frac{1}{2}$ year's taxes paid at time of closing for purchase of City-owned property located at 68-70 Aldine Street, Block 3049, Lot 19; purchaser complied with conditions of sale.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bh.

Resolution authorizing Director of Finance to issue check in amount of \$569. to Hirsch Hauptman, refund of $\frac{1}{2}$ year's taxes paid at time of closing for purchase of City-owned property located at 374-376 Chadwick Avenue, Block 3592, Lot 2; purchaser complied with conditions of sale.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bi.

Resolution authorizing Director of Finance to issue check in amount of \$911. to Leonard Sanders and Norman Feinstein, refund of $\frac{1}{2}$ year's taxes paid at time of closing for purchase of City-owned property located at 376 University Avenue, Block 73, Lot 4; purchasers complied with conditions of sale.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bj.

Resolution authorizing Director of Finance to issue check in amount of \$4,000. to Apolinar Rodriguez, refund of fence deposit paid at time of closing for purchase of City-owned property located at 70 and 70 $\frac{1}{2}$ Stone Street, Block 488, Lots 24 and 26; purchaser complied with conditions of sale.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bk.

Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Agostinho Matos, refund of fence deposit paid at time of closing for purchase of City-owned property located at 76-76 $\frac{1}{2}$ Summer Avenue, Block 485, Lots 45 and 46; purchaser complied with conditions of sale.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bl.

Resolution authorizing Director of Finance to issue check in amount of \$1,750. to Mohammad Ameri, refund of deposit paid at time of auction for purchase of City-owned property located at 2-4 Shanley Avenue, Block 2626, Lot 57; City unable to convey marketable title.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bm.

Resolution authorizing Director of Finance to cancel \$869.48, outstanding water/sewer charges, interest and penalties on property located at 45 Homestead Park, Block 3044, Lot 68, which City of Newark foreclosed pursuant to In Rem Foreclosure.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bn.

Resolution authorizing public auction of City owned properties not required for governmental purposes on February 27, 1992, to be held at Quality Inn, 50 Park Place, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising of Exhibits A, B, and C; bids received February 27, 1992 will be presented to the Municipal Council on March 4, 1992, but not later than at its second regularly scheduled meeting following the auction at which time they will be either accepted or rejected as provided by law.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bo.

Resolution rescinding sale of City-owned properties listed on attached Exhibits A and B; pursuant to Resolution 7-R-u, adopted December 6, 1989; persons failed to close title within ninety days after adoption of said resolution, thereby forfeiting their deposits to the City of Newark. (November 16 and 17, 1989 Auction)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bp.

Resolution rescinding sale of City-owned properties listed on attached Exhibit A; pursuant to Resolution 7-R-eh (A.S.), adopted July 11, 1990; persons failed to close title within ninety days after adoption of said resolution, thereby forfeiting their deposits to the City of Newark. (June 27 and 28, 1990 Auction)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bq.

Resolution rescinding sale of City-owned properties listed on attached Exhibit A; pursuant to Resolution 7-R-k, adopted October 17, 1990; persons failed to close title within sixty days after adoption of said resolution, thereby forfeiting their deposits to the City of Newark. (September 26, 27 and 28, 1990 Auction)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-br.

Resolution rescinding sale of City-owned properties listed on attached Exhibit A; pursuant to Resolution 7-R-e, adopted January 23, 1991; persons failed to close title within sixty days after adoption of said resolution, thereby forfeiting their deposits to the City of Newark. (December 27, 1990 Auction)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bs.

Resolution authorizing transfer of funds from Unclassified Operations, Other Expenses, Health Maintenance Organization-\$33,400.; Hospital/Medical Surgical Insurance-\$54,420.; Major Medical Insurance-\$3,200.; Dental Insurance-\$32,900., totalling \$123,920., to Unclassified Operations, Other Expenses, Prescription Insurance-\$123,920.; pursuant to N.J.S.A. 40A:4-59. (To provide funds for payment of Prescription Plan premiums)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bt.

Resolution approving payment plan to satisfy outstanding annual service charge arrears totalling \$121,742.21 of University Shopping Plaza Urban Renewal Corporation, 186-208 West Market Street, Block 420, Lot 1.01; entity to pay downpayment of \$30,435.55 with balance payable over 36 months at 18% interest per annum.

(Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bu.

Resolution reappointing John M. Mavilla, as a Member of the Board of Adjustment, for period commencing February 5, 1992 and ending January 31, 1996.

A motion to defer action on the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bv.

Resolution appointing Reginald Jackson, Constable for a term commencing February 5, 1992 and ending February 5, 1993.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bw.

Resolution declaring Thursday, February 6, 1992, as "Al Wright Day" within the City of Newark.

(For action on this Resolution, see page 17 in the minutes of this meeting.)

7-R-bx.

Resolution declaring the Month of February, 1992 as "African-American Month" at E. Alma Flagg School in Newark.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-by.

Resolution appointing Miguel Angel Concepcion, Constable for a term commencing February 5, 1992 and ending February 5, 1993.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bz. Resolution requesting permission of the Director of Local Government Services to dedicate revenues generated through the Cable Television Franchise Fee in accordance with provisions of N.J.S.A. 40A:4-39; further, establishing a Trust Fund for said purpose.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ca. Resolution authorizing the President of the Newark Municipal Council to execute an agreement between the City of Newark, Gateway Cable, seller and Cablevision, buyer, indicating the City's approval of the proposed sale of the assets of the Newark Cable Television Franchise; further, requesting the Office of Cable Television Board of Regulatory Commissioners to approve the transfer of the assets of Gateway Cable to Cablevision.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb-1. Resolution recognizing and commending Sister Naomi L. Cousins, a member at First Tabernacle Beth El, for providing 30 years of faithful and dedicated service at her beloved church.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb-2. Resolution recognizing and commending Evangelist Lillian Arlene Pressley Pleasant on her retirement with the City of Newark.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb-3. Resolution recognizing and commending Ms. Joyce Morgan on her new position with the Chicago Housing Authority.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb-4. Resolution recognizing and commending Herbert H. Tate, Jr.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb-5. Resolution recognizing and commending Mrs. Estelle Grant, employee with the City's Division of Welfare, for providing 31 years of faithful and dedicated service.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb-6. Resolution recognizing and commending Newark Police Deputy Chief John G. Mosca for meritorious service.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb-7. Resolution recognizing and commending Ms. Arrie M. Shepard, instructor at the 13th Avenue School on the joyous occasion of her retirement after many years of devoted service.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb-8. Resolution recognizing and commending Ms. Mary S. Roberts, instructor at the 13th Avenue School on the joyous occasion of her retirement after many years of faithful and dedicated service.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb-9. Resolution recognizing and commending the staff of The College Entertainment Revue.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb-10. Resolution recognizing and commending John Rake.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cb-11. Resolution recognizing and commending June Graves, 6th Grade Teacher at Harriet Tubman School as "1991 Educator of the Year" for her unwavering, "Dedicated Commitment to Educational Excellence."

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-cc. Resolution authorizing Mayor to enter into contract with Gustav Menningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one (1) year, for sum not to exceed \$75,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Villani, President Tucker.

Not Voting: Council Members Carrino, Grant, Harris, Martinez, Rice.

7-R-cd.

Resolution authorizing transfer of H.C.D.A. funds to Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992.

A motion to defer action on the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ce.

Resolution amending Resolution 7-R-i, January 22, 1992, ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi Center for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000., by increasing contract amount by \$30,000.

A motion to defer action on the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cf.
(A.S.)

Resolution ratifying and authorizing Director of Police to execute hold harmless agreement which relieves the United States Postal Service for any liability which may be incurred by police officers who participate in driver's training program in Secaucus, New Jersey, at no additional cost to City. (City of Newark purchased 10 United States Post Office Jeeps) (January 2, 1992 to February 7, 1992)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cg.
(A.S.)

Resolution authorizing Acting Corporation Counsel to execute Stipulation of Settlement exempting property located at 178-184 Edison Place, Block 183, Lot 6, for Year 1990, pursuant to N.J.S.A. 54:4-3,52 in cause of action entitled Ironbound Educational and Cultural Center, Inc. vs. City of Newark, upon receipt of all documents deemed appropriate; further, authorizing Tax Collector to refund Ironbound Educational and Cultural Center, Inc. any monies which were paid for Year 1989 on said property. (Filed Petition of Appeal with Essex County Board of Taxation seeking a Historic Site exemption)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ch.
(A.S.)

Resolution recognizing and commending the Members of the City of Newark Ad-Hoc Dr. Martin Luther King, Jr. Committee.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ci.
(A.S.)

Resolution expressing profound sorrow and regret at the passing of Ms. Mamie Harris, aunt of the late Newark Councilman Earl Harris, and great-aunt of Councilman-at-Large Gary Harris.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cj.
(A.S.)

Temporary emergency resolution appropriating \$8,292,646.96, various Departments and Divisions, to provide funds for various lines in services by contract or Agreement, Materials and Supplies, Equipment, Miscellaneous, Unclassified and Deferred Charges & Statutory Expenditures for the various Departments and Division; said funds shall be provided in 1992 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ck.
(A.S.)

Temporary emergency resolution appropriating \$2,865,611., Water Utility, Water Supply, Other Expenses, Services by Contract or Agreement-\$455,000., Materials and Supplies\$5,000., Unclassified Operations, Miscellaneous Appropriations-\$2,405,611., totalling \$2,865,611.; said funds shall be provided in 1992 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, President Tucker.

No: Council Members Carrino, Martinez.

Not Voting: Council Members Rice, Villani.

7-R-cl.
(A.S.)

Resolution authorizing Mayor and Director of Engineering to execute Contract 91-35, Renovations to Boylan Street Pool with Cobra Construction Company, Inc., 149 Cator Avenue, Jersey City, New Jersey 07305, lowest responsible base bid in amount of \$398,565. with Alternate #2 and Alternate #4, totalling \$35,302., bringing total amount of contract to \$433,867., \$330,643. are funds currently available for said contract, balance of funds in amount of \$103,224. will be provided by an amendment to the Capital Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cm.
(A.S.)

Temporary emergency resolution appropriating \$281,000., Office of the Mayor and Agencies, Educational Services, Newark Public Library; said emergency funds shall be provided in 1992 budget.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read the following letter from Mayor James:

"Please inform the Honorable Members of the Newark Municipal Council that included in the budgetary amendments the administration sends to the governing body will be a proposal to provide \$300,000 to the Newark Public Library.

February 5, 1992

I met previously today with Dr. Alex Boyd, director of the Library, and informed him that I would be making such a proposal in the hope that he would see fit to allow the three neighborhood libraries slated for closure this Friday to remain open, while at the same time using \$75,000 of the proposed increase to provide additional books to each of these facilities. Dr. Boyd indicated that he would be willing to go along with my request should the Council reinstate the necessary funds.

At the same time, I intend to appoint a task force within the next 10 days to study the economic viability of maintaining an 11-branch library in light of Newark's population decrease. I would hope that there will be no shutdown of neighborhood libraries until we receive the task force's recommendations on its findings.

The James administration's goal, one that I believe is shared with the City Council, is to provide the same level of library service to each of Newark's five wards. It is up to the task force to determine whether the East and Central Wards, which each have only one library branch, receive the same services as the North, West and South Wards, each of which has three neighborhood facilities.

I appreciate your assistance in notifying the members of the governing body of my intentions."

City Clerk Marasco also read the following letter in response, from Council President Tucker:

"On behalf of the Members of the Municipal Council, I would like to thank you for your commitment to include an additional \$300,000.00 in the 1992 budget amendments for the Newark Public Library. This funding will prevent the closing of the three neighborhood library branches at Clinton Avenue, First Avenue and Mt. Vernon School. The Council Members have indicated their willingness and desire to appropriate these additional funds with the understanding that Dr. Boyd will maintain all of the branch libraries throughout the 1992 budget year.

Your decision to appoint a task force within the next ten days to study the economic viability of maintaining an 11 branch library in light of Newark's population decrease, is to be commended. In this regard, the Municipal Council respectfully requests that you appoint a representative of the Governing body to said task force.

Your favorable consideration and expeditious response regarding this matter is very much appreciated."

Council Member Rice, through the Chair, directed the City Clerk to communicate with Dr. Alex Boyd, Director, Newark Public Library, requesting a listing of all buildings and land owned by the Library and when and how they were acquired.

Motions.

7-M-a.

A MOTION COMMENDING GOVERNOR FLORIO'S PROPOSED \$400,000. INCREASE IN STATE CULTURAL FUNDING FOR FISCAL YEAR 1993 was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-b.

A MOTION SUPPORTING SENATOR LAUTENBERG'S NEW MULTIBILLION DOLLAR TRANSPORTATION INFRASTRUCTURE BILL WHICH WOULD REVIVE STALLED STATE TRANSPORTATION PROJECTS was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-c.

A MOTION CRITICIZING THE BUSH ADMINISTRATION'S FISCAL 1993 BUDGET WHICH WOULD SLASH MORE THAN \$100 MILLION IN MASS TRANSIT AID TO NEW JERSEY was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-d.

A MOTION REQUESTING THAT NEW JERSEY'S CONGRESSIONAL DELEGATION INTERVENE AND INITIATE WHATEVER STEPS ARE NECESSARY TO HALT THE FORCED REPATRIATION OF POLITICALLY VICTIMIZED HAITIAN REFUGEES BY THE BUSH ADMINISTRATION was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-e.

A MOTION SUPPORTING H.R. 3844, INTRODUCED BY REP. RAMANO L. MAZZOLI, WHICH WOULD GRANT HAITIANS, NOW IN U.S. CUSTODY, A 'TEMPORARY PROTECTED STATUS', PROHIBITING INVOLUNTARY REPATRIATIONS UNTIL THE BUSH ADMINISTRATION CERTIFIES THE RULE OF A DEMOCRATICALLY ELECTED GOVERNMENT IN HAITI was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-f.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. LUCILLE HARGROVE OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-g.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROBERT CARVER OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-h.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES LOVE OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-i.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. EULA L. MORGAN OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-j.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. DIANE HILLSON OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-k.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. EDWARD DANZEY OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-l.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. PATRICIA ANN MONCREASE OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-m.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CYNTHIA HENNESSEY OF EAST ORANGE, FORMER NEWARK ELEMENTARY SCHOOL TEACHER was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-n.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. VALENTIN CAPETILLO OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-o.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN W. THOMPSON OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-p.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HUBERT CHOW OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-q.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MUFEED ALI MUHAMMAD OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-r.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. & MRS. HARRY E. & RUBENA WASHINGTON OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-s.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH GREENE, A MEMBER OF THE NEWARK POLICE DEPARTMENT was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-t.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. EUGENE A. O'NEILL OF WOODBRIDGE, RETIRED DEPUTY CHIEF, NEWARK POLICE DEPARTMENT was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-u.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. RHONDA HENRY was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-M-v.

A MOTION CONGRATULATING MRS. JOANNE WATSON, ACTING CORPORATION COUNSEL, ALONG WITH HER HUSBAND OTIS WATSON, ON THE JOYOUS OCCASION OF THE BIRTH OF THEIR NEWBORN BABY DAUGHTER NICOLE ALEXANDRIA WATSON was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-M-w. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CHARLES DANZIG, LONGTIME NEWARK ATTORNEY** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-x. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. VINCENT A. SCUDESE** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-y. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. AUGUSTINE J. KELLY, FORMER EXECUTIVE DIRECTOR AND CHIEF COUNSEL OF THE NEWARK HOUSING AUTHORITY** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-z. **A MOTION EXPRESSING BEST WISHES FOR A SPEEDY RECOVERY TO MR. RONALD SMITH** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-ba. **A MOTION EXPRESSING BEST WISHES FOR A SPEEDY RECOVERY TO MS. BRENDA WHEATHERS** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bb. **A MOTION EXPRESSING BEST WISHES FOR A SPEEDY RECOVERY TO MRS. FRED A. OELBAUM** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bc. **A MOTION EXPRESSING BEST WISHES FOR A SPEEDY RECOVERY TO MRS. INETHA SMITH** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bd. **A MOTION REQUESTING THAT PRESIDING JUDGE, CLIFFORD MINOR, ALONG WITH DIRECTOR OF ENGINEERING, ALVIN ZACH, ISSUE A REPORT ON THE NUMBER OF VIOLATORS THAT HAVE BEEN PROSECUTED UNDER THE NEW STATE STATUTE ALLOWING MUNICIPALITIES THE RIGHT TO SELL THE VEHICLES, GIVE COMMUNITY SERVICE OR FINE VIOLATORS A MAXIMUM OF \$5,000. FOR ILLEGAL DUMPING** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-be. **A MOTION DIRECTING THE CITY CLERK TO INVITE SECRETARY OF HOUSING AND URBAN DEVELOPMENT JACK KEMP; REGIONAL ADMINISTRATOR/REGIONAL HOUSING COMMISSIONER DR. ANTHONY VILLANE; ACTING MANAGER OF HOUSING AND URBAN DEVELOPMENT BURTON BLUMBERG; AND ASSISTANT SECRETARY OF HOUSING AND URBAN DEVELOPMENT JOSEPH SCHIFF TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL MEETING TO DISCUSS PROPOSED 1,700 HOUSING UNITS FOR LOW INCOME RESIDENTS FOR \$100 MILLION** was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-M-bf. **A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO TAKE THE NECESSARY STEPS TO HAVE THE FIRE RAVAGED BUILDINGS AT 143, 145 AND 147 NEWARK STREET DEMOLISHED** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bg. **A MOTION EXTENDING BEST WISHES FOR A SPEEDY RECOVERY TO MS. LOUISE EPPERSON** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-bh. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF FIORE BRACCIOFORTE** was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bi. **A MOTION REQUESTING UNITED STATES SENATORS BILL BRADLEY AND FRANK LAUTENBERG AND CONGRESSMAN DONALD PAYNE TO CLARIFY THAT PORTION OF THE FAIR HOUSING ACT WHICH PERMITS GROUP HOMES TO SUPERSEDE LOCAL ZONING ORDINANCES** was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bj. **A MOTION REQUESTING THE USE OF THE MUNICIPAL COUNCIL CHAMBERS BY THE RENT CONTROL BOARD** was made by Council Member Carrino, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani.
No: President Tucker.
- 7-M-bk. **A MOTION REQUESTING THE CHAIRMAN OF THE BOARD OF COMMISSIONERS OF THE NEWARK HOUSING AUTHORITY TO ADVISE THE MUNICIPAL COUNCIL OF A TIME FRAME IN WHICH THEY INTEND TO HIRE A NEW EXECUTIVE DIRECTOR** was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bl. **A MOTION IN STRONG DISAGREEMENT WITH THE BUSH ADMINISTRATION'S FORCED REPRIATIONS OF HAITIAN REFUGEES** was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bm. **A MOTION COMMENDING THE NEW BUSINESS ADMINISTRATOR GLENN GRANT ON HIS THOROUGHNESS AND CANDOR IN THE PRESENTATION OF THE 1992 PROPOSED BUDGET** was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bn. **A MOTION REQUESTING THE ACTING DIRECTOR OF HEALTH AND HUMAN SERVICES TO MEET WITH MS. ELLEN BAY OF SPECIAL AUDIENCES IN REFERENCE TO THEIR PROJECT WHICH REQUIRED ADDITIONAL FUNDING** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-M-bo. **A MOTION REQUESTING THE ADMINISTRATION TO PROVIDE THE COUNCIL WITH THE DOLLAR AMOUNT THE CITY IS SAVING BY CLOSING FIRE HOUSES ON A ROTATING BASIS** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bp. **A MOTION THAT THE DEPARTMENT OF ENGINEERING HAVE EVERY VACANT LOT ON BROOKDALE AVENUE, NORWOOD STREET AND ABINGER PLACE CLEANED AND EVERY VACANT AND ABANDONED BUILDING THEREON PROPERLY BOARDED-UP AND SECURED** was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bq. **A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO ABATE THE WATER LEAKAGE PROBLEM ON MIDLAND PLACE BETWEEN IVY STREET AND MOUNT VERNON PLACE AS WELL AS ON NORMAN ROAD AND ALSO TO REMOVE THE DEBRIS AND TRIM GREENERY IN THE AREAS OF SOUTH 11TH STREET, SOUTH 12TH STREET, SOUTH 14TH STREET UP TO ORANGE STREET** was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-br. **A MOTION RESPECTFULLY REQUESTING FROM MAYOR SHARPE JAMES NOTIFICATION OF THE HOMELESS COMMISSION MEETINGS** was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bs. **A MOTION EXTENDING BEST WISHES FOR A SPEEDY RECOVERY TO MR. GREG LATTA ON HIS RECENT ILLNESS** was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bt. **A MOTION EXTENDING BEST WISHES FOR A SPEEDY RECOVERY TO MS. BARBARA CRAWLEY** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bu. **A MOTION OF NON-SUPPORT FOR THE NEW JERSEY WELFARE REFORM ACT TO UNITED STATES SENATORS FRANK LAUTENBERG, BILL BRADLEY AND CONGRESSMAN DONALD PAYNE** was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bv. **A MOTION REQUESTING THE ACTING DIRECTOR OF HEALTH AND HUMAN SERVICES TO PROVIDE THE COUNCIL WITH A DETAILED REPORT ON EXPENDITURES MADE TO DATE FROM APPROPRIATIONS ALLOCATED FOR THE MUNICIPAL BASKETBALL PROGRAM** was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. **Proposed, "Ordinance amending Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 14, Loitering, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By upgrading a loitering violation to a disorderly persons offense)."**
 (Copy of ordinance submitted to each Member of the Council)

 (For action on this item, see Ordinance 6-F-e, on page 4 in the minutes of this meeting.)
- 8-b. The City Clerk presented **Communication from Acting Business Administrator Grant, received January 28, 1992, enclosing proposed, "Ordinance ratifying and authorizing the execution of a Lease Agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of the premises known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$26,460. per year, for a period of twelve (12) months."**
 (South Ward Senior Citizens Center)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

 A motion directing the City Clerk to place this ordinance on the February 19, 1992 Agenda of the Municipal Council for first reading was made by Council Member Bradley, seconded by President Tucker and adopted by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 8-c. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received January 31, 1992, appointing, subject to confirmation, Mr. Glenn A. Grant, 111 Mulberry Street, Newark, New Jersey 07102, as Business Administrator.**
 (Copy of communication submitted to each Member of the Council)
 (Mr. Grant met with the Council February 4, 1992)

 A motion to confirm the appointment of Mr. Glenn Grant, as Business Administrator was made by the Council of the Whole.

 President Tucker: Will the Council confirm the appointment?

 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

 President Tucker: This appointment is confirmed.
- 8-d. **Communication from Acting Business Administrator Grant, received February 4, 1992, enclosing proposed, "Ordinance amending Section 2:2-92, Tax Assessor, of Title 2, Administration of the Revised Ordinances of the City of Newark, New Jersey (by adding thereto another subparagraph under Paragraph (B) requiring the Tax Assessor to provide the applicant for exemption from taxes with a written response giving specific reasons why the applicant was granted or denied tax exemption status."**
(A.S.) (Copy of ordinance submitted to each Member of the Council)

 (For action on this item, see Ordinance 6-F-f (A.S.), on pages 4 & 5, in the minutes of this meeting.)
- 8-e. **Bond Ordinance appropriating Project Balances from the 1988 and prior year General Capital Budget, and reappropriating such Project Balances in the amount of \$1,853,811.45 to the General Capital Surplus Fund, and then reappropriating \$954,000. to new projects authorized herein to be undertaken in and by the City of Newark.**
 (Copy of ordinance and correspondence submitted to each Member of the Council)

 (For action on this item, see Ordinance 6-F-g (A.S.), on page 5 in the minutes of this meeting.)

February 5, 1992

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from January 14, 1992 to January 27, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Newark Lodge #21 BPO Elks	10614
Saint Benedict Church	10615

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Saint Benedict Church	10416
Parent Association of Saint Benedict Elementary School	10417 (Amended)
Saint Benedict Booster Club	10418
Children's Specialized Hospital	10608
American Diabetes Association	10609
A.B. Roy Foundation	10610
Saint Lucy's Roman Catholic Church	10611
Saint Charles Borromeo Church	10612
Newark Lodge #21 BPO Elks	10613
Parent Association of Saint Benedict Elementary School	10616
Combined Societies of Saint Patrick's	10617
Rosary Society of Blessed Sacrament Church	10618

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

This meeting adjourned at 3:35 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, February 19, 1992

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:15 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Central Ward Council Member George Branch.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Albert Mzoriak, Public Relations Consultants Lois Redisch and Harold Edwards, Legislative Research Officer Elmer Herrmann, Lieutenant Richard J. Paraboschi and Lieutenant Dow R. Wright, Sergeants-At-Arms.

Absent: Council Members Carrino, Villani.

(Council Member Villani arrived 8:16 P.M.)

(Council Member Carrino arrived 8:20 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council."

In addition, the agenda of this meeting was similarly disseminated on February 11, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule as required by law.

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented 1991 Annual Report of Office of Affirmative Action, submitted by Linda J. Thornes, Manager, Affirmative Action/Set-Aside.

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Members Carrino, Rice.

A motion to consider Resolution 7-R-b at this time was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

(Council Member Villani arrived 8:16 P.M.)

7-R-b.

Resolution authorizing Mayor to enter into contract with Gustav Henningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one (1) year, for sum not to exceed \$75,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for February 25, 1992, at 11:00 A.M., or as soon thereafter as practical in the Council Conference Room, City Hall, Newark, New Jersey was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Villani.

Not Voting: Council Member Bradley, President Tucker.

Absent: Council Member Carrino.

ORDINANCES AND HEARINGS OF CITIZENS.

Ordinances on First Reading.

President Tucker called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-Way Street) (East Ward)

(Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-b.

The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, by adding thereto Dickerson Street as a Through Street. (Central Ward)

(Dickerson Street

Between Roseville Avenue and Norfolk Street

Between First Street and Norfolk Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

(Council Member Carrino arrived 8:20 P.M.)

- 6-F-c.** The City Clerk read **An ordinance to amend Title 22, Streets and Sidewalks; Chapter 16, Sidewalk Newsstand, Section 1 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow newsstands to be stationed at certain locations on the sidewalks of the City of Newark.**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a regular meeting on March 4, 1992.

- 6-F-d.** The City Clerk read **An ordinance ratifying and authorizing the execution of a Lease Agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of the premises known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$26,460. per year, for a period of twelve (12) months.**
(South Ward Senior Citizens Center)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a regular meeting on March 4, 1992.

A motion to consider Item 8-c (A.S.), on Ordinances on First Reading was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-e.** The City Clerk read **An ordinance to amend Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, section entitled, Commission on the Status of Women, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending and supplementing ordinances 6-S & F-c, April 20, 1988 and 6-S & F-n, April 18, 1990, to include the Mayor and Council President as Ex Officio Members of the Commission and expand its purpose to include the review and recommendation of legislation affecting women.)**

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a regular meeting on March 4, 1992.

February 19, 1992

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph. S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to exchange property located at 380-386 Clinton Avenue with Greater Level Hill Baptist Church, Inc., for property located at 373-379 18th Avenue, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-16.

WHEREAS, the Municipal Council of the City of Newark (hereinafter referred to as "Council") by Ordinance 6PHS&FC on June 6, 1990 approved the acquisition of 373-379 18th Avenue, A/K/A Block 2609, Lot 1 in the City of Newark for the Victory Gardens Redevelopment Project for the sum of \$67,200.00;

WHEREAS, the owner of 373-379 18th Avenue, Greater Level Hill Baptist Church, Inc. desires to exchange 373-379 18th Avenue for property owned by the City of Newark at 380-386 Clinton Avenue A/K/A Block 2678, Lots 1, 37 and 38; and

WHEREAS, both properties have been appraised and the value of 373-379 18th Avenue is \$73,920.00 and the value of the replacement property is \$73,000.00; and

WHEREAS, 380-386 Clinton Avenue is not needed for public purposes; and

WHEREAS, the Department of Development of the City of Newark, has reviewed this matter and finds the proposal acceptable.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. The exchange of 373-379 18th Avenue A/K/A Block 2609, lot 1 for 380-386 Clinton Avenue, A/K/A Block 2678, Lots 1, 37 and 38 between Greater Level Hill Baptist Church, Inc., and the City of Newark be hereby approved, on the condition that the property be renovated in a reasonable time and used as a replacement church.

Section 2. The Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents to be approved as to form by the Corporation Counsel and to be attested and acknowledged by the City Clerk.

Section 3. A copy of the executed deeds shall be filed with the Office of the City Clerk.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance, will permit the City of Newark to exchange properties with Greater Level Hill Baptist Church, Inc.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 14, Loitering, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By upgrading a loitering violation to a disorderly persons offense).

WHEREAS, the State of New Jersey has authorized municipalities to enact ordinance making loitering a disorderly persons offense for persons found wandering, remaining or prowling in a public place, at a time or in a manner not usual for lawful activity under circumstances that warrant a justifiable and reasonable alarm or immediate concern for the safety of persons or property in the vicinity as defined in N.J.S. 2C:33-2 (public places) by enacting P.L. Chapter 383, 1991; and

WHEREAS, the Municipal Council of the City of Newark desires to exercise the authority so conferred:

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 17, Offenses, Miscellaneous, Chapter 2, Disorderly Conduct, Section 14, Loitering, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto:

17:2-14 Loitering

(1). "Public Places", as used in this ordinance, means any place to which the public has access, including but not limited to a public street, road, thoroughfare, sidewalk, bridge, alley, plaza, park, recreation or shopping area, public transportation facility, vehicle used for public transportation, parking lot, public library or any other public building, structure or area.

(2). "Loiter", means to wander, remain or prowl in a public place, at a time and in a manner not usual for lawful activity under circumstances that warrant a justifiable and reasonable alarm or immediate concern for the safety of persons or property in the vicinity.

(3). "Known Illegal Drug User, Possessor or Seller of Controlled Dangerous Substances", means a person who, within one year previous to the date of violation has within the knowledge of the arresting officer, been convicted of illegal manufacturing, using, possessing, selling, purchasing or delivering any controlled dangerous substance or controlled substance analog.

(A). A person commits a disorderly persons offense if he wanders, remains, or prowls in a public place, at a time or in a manner not usual for lawful activity under circumstances that warrant a justifiable and reasonable alarm or immediate concern for the safety of persons or property in the vicinity.

1. Among the circumstances which may be considered in determining whether such alarm or immediate concern is warranted is the fact that the person takes flight upon appearance of a law enforcement officer or manifestly endeavors to conceal himself or any object. Unless flight by the person or other circumstances makes it impracticable, a law enforcement officer shall, prior to any arrest for an offense under Sub-section A, afford the person an opportunity to dispel any alarm or immediate concern which would otherwise be warranted by requesting him to explain his presence and conduct.

2. No person shall be convicted of an offense under this ordinance if the law enforcement officer did not comply with the procedure set forth in Item 1. of this section or if it appears at trial that the explanation given by the person reasonably would have dispelled the alarm or immediate concern.

3. No person shall be convicted of an offense under this ordinance if the person's actions are lawful and in furtherance of exercising the right to peaceably assembly or petition for a redress of grievances.

(B). A person commits a disorderly persons offense if he/she loiters in a public place in a manner and under circumstances manifesting the purpose of using, distributing or dispensing a controlled dangerous substance or controlled substance analog.

(C). The requisite purpose is presumed if the person is a known illegal user possessor or seller of a controlled dangerous substance, or controlled substance analog, or the person is at a location frequented by persons who illegally use, possess, or sell a controlled dangerous substance, or controlled substance analog, and either:

(1) The person repeatedly beckons to, stops, attempts to stop or engage in conversation with passers-by, whether such passers-by are on foot or in a motor vehicle, for the purpose of inducing, enticing, soliciting or procuring another to illegally possess, transfer or buy any controlled dangerous substance or analog; or

(2) The person repeatedly passes to or receives from passers-by, whether such passers-by are on foot or in a motor vehicle, money, objects or written material for the purpose of inducing, enticing, soliciting or procuring another to illegally possess, transfer or buy any controlled dangerous substance or analog.

(D). Any violation of this ordinance shall constitute a disorderly person offense and shall be punishable by a fine not to exceed \$1,000.00 or by imprisonment not exceeding 90 days, or both, in the discretion of the court.

Section 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the law.

February 19, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to table the ordinance was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 2:2-92, Tax Assessor, of Title 2, Administration of the Revised Ordinances of the City of Newark, New Jersey (by adding thereto another subparagraph under Paragraph (B) requiring the Tax Assessor to provide the applicant for exemption from taxes with a written response giving specific reasons why the applicant was granted or denied tax exemption status.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 2:2-92, Tax Assessor, of Title 2, Administration, of the Revised Ordinances of the City of Newark, New Jersey, be and the same is hereby amended to add the following:

2:2-92 Tax Assessor

(B) Powers and duties

(7) In connection with any application for exemption from taxes the tax assessor shall provide the applicant in writing with the specific reasons therefor should it be determined that the subject property is or is not exempt.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance is being amended to add a requirement that the tax assessor give reasons, in writing, should it be determined upon application that any property is or is not exempt from taxes.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance appropriating Project Balances from the 1988 and prior year General Capital Budget, and reappropriating such Project Balances in the amount of \$1,853,811.45 to the General Capital Surplus Fund, and then reappropriating \$954,000. to new projects authorized herein to be undertaken in and by the City of Newark.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$1,853,811.45 of bond proceeds on hand and originally made available pursuant to the following bond ordinances of the City of Newark are not necessary for the purposes for which the bonds were originally issued.

	<u>APPROPRIATION</u>	<u>ENCUMBRANCES EXPENDITURES</u>	<u>PROJECT BALANCE</u>
Reconstruction of 83B9 the Springfield Avenue Library	\$ 849,882.58	\$ 849,822.58	\$ 60.00
6S & FP - 09-16-87			
6S & FU - 09-17-91			
cancellation (117.42)			
Public Safety 86A1 Building Elizabeth Avenue	361,161.00	169,536.75	191,624.25
6S & FJ - 07-09-86			
(600,000)			
6S & FH - 08-07-91			
cancellation (238,839)			
Reconstruction of 88AB Sidewalks	488,000.00	479,420.50	8,579.50
6S & FC - 07-26-88			
	<u>APPROPRIATION</u>	<u>ENCUMBRANCES EXPENDITURES</u>	<u>PROJECT BALANCE</u>
Reconstruction 79B3 Newark Library Air Conditions	240,000.00	93,457.00	146,543.00
65 & FH - 12-19-79			
(90,000)			
6S & FH - 12-22-87			
reappropriated (150,000)			
Construction of 88B2 Firehouse Clinton/ Milford	1,300,000.00	-0-	1,300,000.00
6S & FC - 07-26-88			

February 19, 1992

Replacement Filter 88C1			
J.F.K. Pool	<u>800,000.00</u>	<u>592,995.30</u>	<u>207,004.70</u>
6S & FC - 07-26-88			
 TOTAL	 <u>\$4,039,043.58</u>	 <u>\$2,185,232.13</u>	 <u>\$1,853,811.45</u>

The amount of \$1,853,811.45 representing the sum of the Project Balances referred to in Section 1 hereof is hereby appropriated to the Capital Surplus Fund.

Section 2. The amount of \$954,000 of the \$1,853,811.45 referred to in Section 1 hereof, is hereby reappropriated to provide rehabilitation and reconstruction of the following improvements having the useful life set forth after the description of each improvement:

<u>NEW PROJECTS</u>	<u>PROJECT #</u>	<u>APPROPRIATION</u>	<u>USEFUL LIFE</u>
Rehabilitation of Hayne's Avenue Bridge (including street lighting)	90B8	\$250,000.00	15 yrs.
Rehabilitation of John F. Kennedy Pool (Phase II)	90B9	600,000.00	15 yrs.
Rehabilitation of Boylan Street Pool (Phase II)	90B10	104,000.00	15 yrs.
		<hr/>	
	TOTAL	\$954,000.00	

Section 3. The amount of \$899,811.45 of the \$1,883,811.45 referred to in Section 1 hereof shall remain in the General Capital Surplus Fund of the City of Newark.

Section 4. No bonds or notes are authorized by this Ordinance, nor are funds from the Capital Improvement Fund or Capital Surplus Fund authorized for downpayment purposes for each of the Projects set forth in Section 2 above. The City hereby determines that each Project set forth in Section 2 above is an improvement or purpose for which bonds may be issued.

Section 5. The General Capital Budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended General Capital Budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 5. This Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

STATEMENT

A Reappropriation Bond Ordinance to cancel \$1,853,811.45 and fund new projects totalling \$954,000.00

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE

President Tucker called for ordinances on second reading and final passage.

6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street.

(Kerrigan Boulevard and Ivy Street: stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

February 19, 1992

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Delavan Avenue and North 8th Street.

(Delavan Avenue and North 8th Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Woodside Place as a One-way Street.

(North Ward)

(Woodside Place:

West/Northbound, from Summer Avenue to Arlington Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by the Council Member Carrino, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

February 19, 1992

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street. (Central Ward)

(18th Avenue and South 20th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street. (Central Ward)

(19th Avenue and South 19th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street.

(East Ward)

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

February 19, 1992

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street.

(Deleting:

South 10th Street - east side

from Woodland Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

ORDINANCES FOR RECONSIDERATION.

President Tucker called for ordinances for reconsideration.

6-S & F-1.

The City Clerk read **An ordinance amending Title 16A, Land Use Procedures, Chapter 4, Appeals, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, by adding thereto a new Section 3, Appeals from Central Planning Board.**

(Copy of ordinance submitted to each Member of the Council)

(Ordinance vetoed by Mayor February 11, 1992)

The City Clerk stated the question before the Council is "Shall the Municipal Council override the Mayor's veto of 'An ordinance amending Title 16A, Land Use Procedures, Chapter 4, Appeals, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, by adding thereto a new Section 3, Appeals from Central Planning Board?'"

The City Clerk read the following veto message from Mayor Sharpe James:



SHARPE JAMES

MAYOR

NEWARK, NEW JERSEY

07102

February 11, 1992

Mr. Robert Marasco
City Clerk
City Hall
920 Broad Street
Newark, New Jersey 07102

RE: **AN ORDINANCE AMENDING TITLE 16A, LAND USE PROCEDURES, CHAPTER 4, APPEALS, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, 1966, AS AMENDED AND SUPPLEMENTED, BY ADDING THERETO A NEW SECTION 3, APPEALS FROM THE CENTRAL PLANNING BOARD**

February 19, 1992

Mr. Robert Marasco
February 11, 1992
Page 2

Thus the ordinance as posed by the Municipal Council is illegal, whereas there is no provision contained in the state law which provides for an appeal process as outlined in the recently adopted Municipal Council ordinance.

I, therefore, in light of the current state of the law, I hereby affix my signature in vetoing this ordinance, 6PHS & FF.

Respectfully submitted,
~~THE HONORABLE~~ SEARPE JAMES



MAYOR, CITY OF NEWARK

SJ:peg

cc: Hon. Members of the Newark Municipal Council
Mr. Glenn Grant, Acting Business Administrator
Ms. Michelle Mollar-Gregory, Acting Corporation Counsel
Mr. Edwin McLucas, Director, Department of Land Use Control
Ms. Synthia Jordan, Manager, Office of Boards

A motion to override the Mayor's veto of this ordinance was made by President Tucker, seconded by Council Member Grant.

A lengthy discussion was held by the Members of the Municipal Council.

The motion to override the Mayor's veto and directing the City Clerk to invite Business Administrator Grant, Acting Corporation Counsel Gregory and Council Attorneys to meet with the Council at its special conference February 25, 1992 to discuss this matter was declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Not Voting: Council Members Rice, Villani.

The City Clerk: The Mayor's veto of this ordinance is overridden. This ordinance will be advertised according to law.

At this time Council Member Villani requested her vote be changed from not voting to the affirmative.

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Member Rice.

The City Clerk: The Mayor's veto of this ordinance is overridden. This ordinance will be advertised according to law.

HEARINGS OF CITIZENS.

- 6-HC-a. **MR. FRED BRUNSON, 54 BOYD STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to the City Welfare Office.

Council Member Harris, through the chair, directed the City Clerk to extract verbatim remarks made by Mr. Brunson and forward them to Business Administrator Grant, Acting Director of Health and Human Services Ruffin and Newark Housing Authority Acting Executive Director Graham for their attention and for whatever action deemed appropriate.

- 6-HC-b. **MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to the critical issue of homelessness in the City of Newark.

- 6-HC-c. **MS. MARZELL SWAIN, 89 LINCOLN STREET, NEWARK, NEW JERSEY.**

- 6-HC-d. **MS. DELORES JORDAN, 611 DR. MARTIN LUTHER KING BOULEVARD, NEWARK, NEW JERSEY.**

The above mentioned speakers addressed the Members of the Municipal Council opposing the closing of the pharmacy at 110 William Street.

MR. CLAUDE WALLACE, DIRECTOR OF PERSONAL HEALTH SERVICES, explained in detail the Administrations proposed closing of the pharmacy.

A lengthy discussion was held by the Members of the Municipal Council.

Council Member Branch, through the chair, directed the City Clerk to extract verbatim remarks made by Ms. Swain and Ms. Jordan and forward them to Mayor James, Business Administrator Grant and Acting Director of Health and Human Services Ruffin for their attention and necessary action.

President Tucker at this time excused Council Member Carrino from the meeting.

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. **Resolution reappointing John M. Mavilla, as a Member of the Board of Adjustment, for period commencing February 19, 1992 and ending January 31, 1996.**

A motion to table the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-b. **Resolution authorizing Mayor to enter into contract with Gustav Heningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one (1) year, for sum not to exceed \$75,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Failed of adoption February 5, 1992)

(For action on this resolution see pages 1 and 2, in the minutes of this meeting)

7-R-c.

Resolution authorizing transfer of M.C.D.A. funds to Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992.

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for February 25, 1992, at 11:00 A.M., or as soon thereafter as practical in the Council Conference Room, City Hall, Newark, New Jersey was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-d.

Resolution amending Resolution 7-R-i, January 22, 1992, ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi Center for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000., by increasing contract amount by \$30,000.

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for February 25, 1992, at 11:00 A.M., or as soon thereafter as practical in the Council Conference Room, City Hall, Newark, New Jersey was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-e.

Resolution authorizing Acting Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-f.

Resolution authorizing Acting Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-g.

Resolution authorizing Acting Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" Foreclosure Judgement with each previous "Owner of Record" indicated on annexed list, due to payment of delinquent taxes.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-h.

Resolution authorizing Mayor and Director of Engineering to apply for and accept sum of \$900,000., from Commissioner of Transportation of the State of New Jersey, Bureau of Local, State Aid to Municipalities under New Jersey Transportation Trust Fund Authority Act, for resurfacing Martin Luther King Blvd. from Clinton Avenue to West Market Street; Mulberry Street from Edison Place to McCarter Highway; Verona Avenue from McCarter Highway to Mt. Prospect Avenue; West Alpine Street from Clinton Avenue to Frelinghuysen Avenue; West Market Street from Bergen Street to Orange Street.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-i.

Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for and accept funds, in amount of \$2,000., from U. S. Department of Public Health Services, for period March 1, 1992 to March 31, 1992, for conducting a training seminar for Health Care Providers on Combating Sexually Transmitted Diseases in the homeless population; does not require expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-j.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with New Jersey State Department of Health, for period January 1, 1992 to December 31, 1992, to continue providing services under the Childhood Lead Poisoning Prevention and Control Program, in amount of \$462,300.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-k.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to submit application to County of Essex, Department of Citizen Services, Division on Aging, for necessary funds to continue the Newark Nutrition Project for the Elderly for congregate meals, for period January 1, 1992 to December 31, 1992; in amount of \$1,238,550. (Essex County Department of Citizen Services Grant Award Request-\$962,386.; Project Income (Estimated)-\$90,000.; In-Kind Contributions (Estimated)-\$186,164.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-l.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to submit application to County of Essex, Department of Citizen Services, Division on Aging, for necessary funds to continue the Newark Nutrition Project for the Elderly for meals on wheels, for period January 1, 1992 to December 31, 1992; in amount of \$193,440. (Essex County Department of Citizen Services Grant Award Request-\$173,440.; Project Income (Estimated)-\$20,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-m.

Resolution authorizing Mayor and Acting Director of Health and Human Services to submit application for grant funds, with United States Department of Housing and Urban Development, pursuant to Emergency Shelter Grants Program authorized by Stewart B. McKinney Homeless Assistance Act, as amended, in amount of \$253,000., In-kind personnel and services-\$253,000., totalling \$506,000., for support of activities relating to emergency shelter for the homeless.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-n.

Resolution authorizing Director of Development to execute Bargain and Sale Deed for 98 Stuyvesant Avenue, Block 4067, Lots 5 and 6, for lottery drawing held May 20, 1991 for sum of \$1.00 to Nelson Santos; pursuant to Resolution 7-R-k, March 6, 1991. (Homesteading Property)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-o.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown therein, totalling \$793,212.09 for overpayments and/or credits carried on books and records of Tax Collector by reason of State Board Judgements, County Board Judgements and Cash Overpayments, for years 1988, 1989, 1990 and 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-p.

Resolution authorizing Director of Finance to issue checks to persons in amounts shown therein, totalling \$576,236.66 for overpayments and/or credits carried on books and records of Tax Collector by reason of County Board Judgement for year 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-q. Resolution authorizing Director of Finance to issue checks in amount of \$891.10 to Jet Urban Renewal, Block 5050, Lot 12, 34-60 Rutherford Street, \$219.12 to Ridge Equities Co., Block 5056, Lot 26, 91-127 Rutherford Street, payment on interest on tax appeals for 1991; proceeds to be taken from Municipal Budget Account, Code No. 011-210-2101-9537.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-r. Resolution authorizing Director of Finance to issue check in amount of \$1,000., to Rafael Quero, refund of fence deposit paid at time of closing for purchase of City-owned property located at 189 Sussex Avenue, Block 2850, Lot 132. (Purchaser complied with conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-s. Resolution authorizing Director of Finance to issue check in amount of \$900. to N.M.C. Communications, refund of deposit paid at time of auction for purchase of City-owned property located at 23 Edwin Place (rear) Block 3053, Lot 28.

(Property incorrectly identified as 28 Edwin Place.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-t. Resolution authorizing Director of Finance to refund \$6,308. to individuals listed on Exhibit A; refunds of deposits paid at time of auction for purchase of City owned properties located at 261-263 Sherman Avenue, 52 Tillinghast Street, 105-111 No. 9th Street, 45 Kearny Street. (City unable to convey marketable titles.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-u. Resolution authorizing Director of Finance to issue check in amount of \$1,100. to Manuel P. Esteres and Mario M. Santiago; refund of deposit paid at time of auction for purchase of City owned located at 328 So. 19th Street, Block 793, Lot 41. (City unable to convey marketable title.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-v. Resolution authorizing Director of Finance to issue check in amount of \$640. to Jorge Terreros; refund of deposit paid at time of auction for purchase of City owned property located at 76 1/2 Garside Street, Block 490, Lot 69. (Property destroyed by fire and demolished by City.)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-R-w. Resolution authorizing Director of Finance to issue checks in amounts set forth to parties indicated in said Resolution; payment on interest on tax appeals; proceeds to be taken from Municipal Budget, Mandatory Items, Municipal Budget Account, Code No. 011-210-2101-9537.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-R-x. Resolution authorizing Tax Collector to accept principal tax balance on Block 3520, Lot 54, 104-118 East Peddie Street, owned by Alumet Smelting Corp., for years 1989, 1990 and 1991 in amount of \$277,399.66; further authorizing Tax Collector to waive interest on said tax balances for years 1989 and 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-R-y. Resolution authorizing the Newark Watershed Conservation and Development Corporation to advertise for the lease of 1.1 acres known as Block 15508, Lots 4 and 8, on the tax maps of West Milford Township, for a term of two (2) years at a minimum amount of \$1,540. per year plus responsibility for property taxes and setting a date for return of bids as March 17, 1992 to be in accordance with N.J.S.A 40A:12-14(a).
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-R-z. Resolution granting tax exemption on improvements on property 399 Market Street, Block 179, Lot 42, owned by Mario Ferreira, for period commencing January 1, 1992 and ending December 31, 1996; pursuant to Revised Ordinances of City of Newark, New Jersey, 1966, 10:1-1 et seq., as amended and supplemented.
(East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-R-ba. **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$809,400., Women's, Infants and Children's Supplemental Food Program.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bb. **Temporary emergency resolution appropriating \$809,400., Women's Infants and Children's Supplemental Food Program; said funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bc. **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$462,300., Childhood Lead Poisoning Program.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bd. **Temporary emergency resolution appropriating \$462,300., Childhood Lead Poisoning Program; said funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-be. **Resolution designating bus stops along various streets; further, amending Resolution 7-R-bh, November 16, 1987, by deleting various streets.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

February 19, 1992

- 7-R-bf-1. Resolution recognizing and commending Joseph D. McGinley on his retirement with the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bf-2. Resolution recognizing and commending Rahman Sailey for his outstanding achievements academically and in the field of tennis.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bf-3. Resolution recognizing and commending Sister Margaret Straney.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bf-4. Resolution recognizing and commending the Luso International Sports Association All Star Team.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bf-5. Resolution recognizing and commending Helen M. Glucksman on her retirement with the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bf-6. Resolution recognizing and commending Mr. Richard R. Levine, Chairman of the Love Newark Committee, on the distinguished occasion of his retirement after years of faithful and dedicated service to the Greater Newark Community.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bg.

Resolution ratifying and authorizing Business Administrator to enter into contract with Consec Security Group, 9-11 Paterson Street, Harrison, New Jersey 07029 and Security Operations Systems, Inc., 1915 Route 46, Parsippany, New Jersey 07054, lowest responsible bidders, to provide security guard services to City of Newark, for period February 9, 1992 to February 6, 1993, at a cost not to exceed total of \$1,271,000.; \$211,833. provided in 1992 temporary budget of Department of General Services, Division of Public Buildings, for three months.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for February 25, 1992, at 11:00 A.M., or as soon thereafter as practical in the Council Conference Room, City Hall, Newark, New Jersey was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bh-1.
(A.S.)

Resolution recognizing and commending the United Way of Essex and West Hudson on its sponsorship of "Celebrity Read".

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bh-2.
(A.S.)

Resolution recognizing and commending the performance cast in the show "Nothin' But The Blues" appearing Sunday, February 16, 1992, at the Quality Inn.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bh-3.
(A.S.)

Resolution recognizing and commending "Lady G" Producer of the play "Nothin' But The Blues", for her noteworthy contributions to the entertainment industry.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bh-4.
(A.S.)

Resolution recognizing and commending Milton Curtis Battle, Executive Producer of the play "Nothin' But the Blues" for his noteworthy contributions to the entertainment industry.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bh-5.
(A.S.)

Resolution recognizing and commending Reverend Raymond Matthews, Associate Minister, St. James A.M.E. Church.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

February 19, 1992

- 7-R-bh-6. Resolution recognizing and commending Ms. Frances R. Kaplan, Head Guidance
(A.S.) Counselor at West Side High School, for providing over 40 years of faithful and dedicated service to the Newark Public School System.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bh-7. Resolution recognizing and commending Isabelle Airoso, 18 year old Newark
(A.S.) resident, for finishing 1st runner up in the 1992 New Jersey's Perfect Teen Pageant held at the Sheraton Poste Inn in Cherry Hill New Jersey.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bh-8. Resolution recognizing and commending Ms. Evelyn Williams, second Vice President,
(A.S.) Newark Board of Education, for her outstanding commitment to the quality of education in the City of Newark.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bh-9. Resolution recognizing and commending Santa Lucia Restaurant in Newark.
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bh-10. Resolution recognizing and commending Scout Master John McCoy B.S.A. Troop
(A.S.) # 703, upon obtaining The B.S.A. "Mood Badge Award."

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bi. Resolution serving as a warning and notice of intent of the Municipal Council
(A.S.) to rescind the Tax Abatement and Financial Agreement of First Bellemead Urban Renewal Corporation, 1085-1131 Raymond Boulevard, Blocks 138 and 139, Lot 1, for failure of the entity to satisfy the outstanding affirmative action commitment on project currently estimated at \$4,606,398. unless the entity satisfies the affirmative action commitment within 10 days from the date of adoption of this resolution.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bj.
(A.S.)

Resolution endorsing the Newark Late Night Basketball Program sponsored by the Department of Corrections, Division of Juvenile Services.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bk.
(A.S.)

Resolution appointing one (1) Special Police Officer for the year ending December 31, 1992. (Cleveland D. Jones)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bl.
(A.S.)

**Resolution authorizing Acting Corporation Counsel to execute Stipulation of Settlement with regard to certain properties set forth in Schedule A, upon receipt of all documents deemed appropriate.
(In accordance with Ordinance)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bm.
(A.S.)

Resolution expressing profound sorrow and regret at the passing of Seola L. Mercer, mother of Talmadge Mercer, Aide to Councilman George Branch.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bn.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for and accept funds in amount of \$2,589,320. from United States Department of Public Health Services, Division of HIV Services under Title I Ryan White Act, for period February 1, 1992 to January 31, 1993, for provision of AIDS social, educational and health services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bo.
(A.S.)

Resolution re-affirming the opposition of the Municipal Council to any plans by the Passaic Valley Sewerage Commissioners to construct a sludge incinerator in the City of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bp.
(A.S.)

Resolution authorizing Director of Engineering to apply and accept grant from United States Environmental Protection Agency, for Environmental Education Grants from any local or tribal education agency, college or university, State education or environmental agency, not-for-profit organization, or non-commercial educational broadcasting entity.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bq.
(A.S.)

Resolution approving constable bond in the amount of \$1,000., issued to Miguel Angel Concepcion, as to form amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-br.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with the Newark Arts Council, to provide a publication that promotes the arts and culture in the City of Newark, for period May 1, 1991 through December 31, 1992, in amount of \$10,000., funds provided by HCDA Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bs.
(A.S.)

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown therein, totalling \$157,617.92 for overpayments carried on books and records of Tax Collector by reason of State Board Judgments, County Board Judgments and Cash Overpayments for years 1987, 1988, 1990 and 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bt.
(A.S.)

Resolution expressing City's intent to seek reimbursement for certain expenses from a portion of the proceeds of the City of Newark General Obligation Lease Revenue Bonds, Series 1992 to be issued by the Essex County Improvement Authority on behalf of the City of Newark to provide for the financing of certain acquisition and relocation costs associated with a redevelopment project within the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bu.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Safe Passage Foundation, Inc., for Provision of Recreational Services to youth and adults of the City of Newark, for period January 1, 1992 to December 31, 1992, in amount of \$200,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this resolution to Administration per request of Acting Corporation Counsel Gregory; further, directing the City Clerk to invite Business Administrator Grant, Acting Corporation Counsel Gregory and Acting Director Ruffin, Department of Health and Human Services to meet with the Council at its February 25, 1992, Special Conference was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-by.
(A.S.)

Resolution authorizing City of Newark to enter into contract with Newark Performing Arts Corporation (Newark Symphony Hall) for disbursement of up to \$1.492 million dollars; further authorizing Business Administrator to execute Agreement for period February 19, 1992 to February 19, 1993; initial payment of \$1,053,634. is authorized to be released with all subsequent payments to be released upon the approval of the Business Administrator and/or his designee.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bw.
(A.S.)

Resolution ratifying and authorizing Acting Director of Health and Human Services to enter into contract with Korn Dru Academy, Westfield, New Jersey, to provide education and instruction in forming a Drum and Bugle Program ("Newark Marching 100") for period January 1, 1992 to December 31, 1992, at a cost not to exceed \$155,000., funds provided in 1992 Temporary Budget of Department of Health and Human Services.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bx.
(A.S.)

Resolution authorizing transfer of Housing and Community Development Act, Seventeenth Year (HCDA XVII) funds, from Health and Human Services, Salaries and Wages, \$10,000. to City Culture, Other Expenses, \$10,000., to increase additional activities for Black History Month; pursuant to Ordinance 6-S & F-d, April 16, 1980.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

February 19, 1992

7-R-by.
(A.S.)

Resolution authorizing transfer of funds from Department of Health and Human Services, Division of Welfare, Other Expenses, Materials and Supplies-\$18,500. to Services by Contract or Agreement-\$18,500.; pursuant to N.J.S.A. 40A:4-59. (Auditing Services)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bz.
(A.S.)

Resolution authorizing transfer of funds from Department of Police, Division of Director's Office, Salaries and Wages, Other Pay-\$476,082. to Department of Engineering, Division of Sanitation, Other Expenses, Services by Contract or Agreement-\$476,082.; pursuant to N.J.S.A. 40A:4-59. (Refuse Disposal Service)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

No: Council Member Martinez.

Absent: Council Member Carrino.

7-R-ca.
(A.S.)

Resolution authorizing Business Administrator to execute a hold harmless and indemnification agreement with Rutgers University, Paul Robeson Campus Center, 350 Martin Luther King Boulevard, Newark, New Jersey, for any claims arising out of use of said building on March 4, 1992, "Combatting Sexually Transmitted Diseases in the Minority Homeless Population."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-cb.
(A.S.)

Resolution authorizing Mayor and Director of Department of Development to enter into and execute contract with General Security Services Inc., 1125 Clinton Avenue, Irvington, New Jersey 07111, lowest responsible bidder, to provide security services for Victory Garden sites known as 15-29 Brookdale Avenue, 16-36 Telford Street, Bergen & Avon Avenue, in the amount of \$55,000., for a period of twelve months, said contract shall take effect upon full execution.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Grant and Director of Development Lucas to meet with the Council at its February 25, 1992 Special Conference was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-cc.
(A.S.)

Resolution supporting the Port Authority of New York and New Jersey in its efforts to acquire a permit from the U.S. Army Corps of Engineers to perform maintenance dredging on the berths at the New Jersey Marine Terminals in Newark and Elizabeth.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

MOTIONS.

7-M-a.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIE J. COVINGTON OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. VINCENT REO OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-c.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. GERALDINE HARRIS OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-d.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RICHARD FISHER OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-e.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. SALVATORE R. GERALD OF MATAWAN, RETIRED NEWARK PUBLIC SCHOOL TEACHER AND POET was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-f.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF PASTOR EVA MAE SMITH OF NEWARK, VICE-BISHOP OF CHRISTLIKE HOLY CHURCH ON THE ROCK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-g.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NICHOLAS 'NICK' DRINKARD OF NEWARK, BROTHER OF NOTED SONGSTRESS CISSY HOUSTON was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARTHA JANET SMITH, OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. EMILIA CINTRON ESTRELLA OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. HELEN E. LAMBERT OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. TABU H. REESE OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-l. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN MILANO OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARJORIE AUGUST OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DETECTIVE JAMES H. FULTZ, III, A MEMBER OF THE NEWARK POLICE DEPARTMENT was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Members Carrino, Harris.
- 7-M-o. A MOTION RECOGNIZING AND COMMENDING THE 82ND ANNIVERSARY OF THE BOY SCOUTS OF AMERICA, AND THE B.S.A. ESSEX COUNCIL FOR EXEMPLARY SERVICE TO YOUTH was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

7-M-p.

A MOTION REQUESTING THE LAW DEPARTMENT TO ISSUE A LEGAL OPINION ON THE STATUS OF AN ORDINANCE ENTITLED 'APPEALS FROM CENTRAL PLANNING BOARD', WHICH WAS VETOED BY THE MAYOR AND SUBSEQUENTLY OVERRIDDEN BY THE GOVERNING BODY was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-q.

A MOTION EXTENDING TO YOU THE COUNCIL'S HEARTFELT CONDOLENCES AT THE LOSS OF YOUR FAMILY MEMBER LOUIS LODI was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-r.

A MOTION REQUESTING THE ADMINISTRATION PROVIDE A STATUS REPORT ON THE ACTUAL NUMBER OF NEW EMPLOYMENT OPPORTUNITIES WHICH WERE DIRECTLY ATTRIBUTED TO NEW CONSTRUCTION WITHIN THE LAST FOUR (4) YEARS was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-s.

A MOTION DIRECTING THE CITY CLERK TO INVITE THE SENATE PRESIDENT, ASSEMBLY SPEAKER AND THE ESSEX COUNTY DELEGATION, BOTH REPUBLICAN AND DEMOCRATES TO MEET WITH THE MUNICIPAL COUNCIL AT A MUTUAL MEETING PLACE was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-t.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR GRANT, DEVELOPMENT DIRECTOR LUCAS, NEWARK HOUSING AUTHORITY ACTING DIRECTOR GRAHAM, DEVELOPER YOO AND TENANTS ASSOCIATION PRESIDENT MCCRAY TO MEET WITH THE MUNICIPAL COUNCIL AT ITS FEBRUARY 25, 1992 SPECIAL CONFERENCE TO DISCUSS THE PROPOSED DEVELOPMENT OF SUPERMARKET ON IRVINE TURNER BOULEVARD (FORMERLY I.G.A.) was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-u.

A MOTION REQUESTING THAT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES PERFORM AN IMMEDIATE INSPECTION OF THE FOOD PRODUCTS BEING SOLD FROM KEY FOODS AT 131 SPRUCE STREET was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-v.

A MOTION RESPECTFULLY REQUESTING THAT THE PROPRIETORS OF THE NEVADA COURT MALL LOCATED AT NEVADA AND COURT STREETS INFORM THE GOVERNING BODY OF THE FINAL DETERMINATION REGARDING WHICH GROCERY FOOD STORE CHAIN WILL BE LOCATED IN THIS MALL was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-M-w.

A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE PROHIBITING THE POLICE DEPARTMENT OR DIVISION OF SANITATION FROM ISSUING PARKING SUMMONSES ON HOLIDAYS THAT ARE OBSERVED BY THE CITY OF NEWARK was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Acting Business Administrator Grant, received February 4, 1992, enclosed proposed, "Ordinance authorizing the Director of the Department of Development to acquire privately owned properties located at 66-80 So. Orange Avenue, 7-11 Broome Street, 23-33 Broome Street and 26-38 Prince Street, A/K/A Block 235, Lots 1-10, 16-19, 22, 41-47, 53, 54 & 56, within the University Heights Redevelopment Area, or in the alternative authorizing the Acting Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et. seq." (\$775,000.) (Central Hard) (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 4, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

8-b.

The City Clerk presented Communication from Acting Business Administrator Grant, received February 6, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Land Use Control' (6-S & F-ba) adopted July 16, 1986, as amended. (To create the Title of Receptionist Typing, Bilingual in Spanish and English in the Department of Land Use Control)."

(Receptionist Typing,

Bilingual in Spanish and English 1 1/1/91 \$16,413.00 - \$19,586.47
(35 Hours)

(Creating title in Land Use Control which more appropriately describes duties being performed. Old title is common title. No fiscal impact since no salary change. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 4, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

8-c. The City Clerk presented Communication from Business Administrator Grant, (A.S.) received February 14, 1992, enclosing proposed, "Ordinance to amend Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, section entitled, Commission on the Status of Women, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending and supplementing Ordinances 6-S & F-c, April 20, 1988 and 6-S & F-n, April 18, 1990, to include the Mayor and Council President as Ex Officio Members of the Commission and expand its purpose to include the review and recommendation of legislation affecting women.)"

(For action on this item, see Ordinance 6-F-e (A.S.), on page 3 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from December 30, 1991 to January 13, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Confraternity of Saint Rose of Lima Church	10628

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Montclair Alumnae Chapter Delta Sigma Theta Sorority, Inc.	10620
Saint Benedict Booster Club	10621
Saint Bridget's Church	10622
Boys' and Girls' Club of Newark, Inc.	10623
American Diabetes Association	10624
American Diabetes Association	10625
Ms. Civic Association	10626
Saint Rose of Lima Church	10627
Babyland Nursery Inc.	10629
Lions Club of Newark, N.J.	10630
Saint Michael's Rosary Society	10631
Saint John's Ukrainian Catholic School	
Mother's Club	10632
Saint Charles Borromeo Church	10633
Ironbound Community Corporation	10634

February 19, 1992

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

This meeting adjourned at 10:00 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, February 25, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order at 2:00 P.M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read letter dated February 20, 1992, from Council President Donald Tucker, calling a special meeting of the Municipal Council for Tuesday, February 25, 1992, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution authorizing Mayor to enter into contract with Gustav Heningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one year, for sum not to exceed \$75,000.....
(Resolution 7-R-b deferred February 19, 1992)

Resolution authorizing transfer of H.C.D.A. funds to Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992. (Resolution 7-R-c deferred February 19, 1992)

Resolution amending Resolution 7-R-i, January 22, 1992, ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi Center for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000., by increasing contract amount by \$30,000. (Resolution 7-R-d deferred February 19, 1992)

Resolution ratifying and authorizing Business Administrator to enter into contract with Consec Security Group, 9-11 Paterson Street, Harrison, New Jersey 07029 and Security Operations Systems, Inc., 1915 Route 46, Parsippany, New Jersey 07054, lowest responsible bidders, to provide security guard services to City of Newark, for period February 9, 1992 to February 6, 1993, at cost not to exceed total of \$1,271,00.;.....
(Resolution 7-R-bg deferred February 19, 1992)

City Clerk Marasco further read letter dated February 21, 1992, from Council His Honor, Mayor Sharpe James, requesting the following be added to the call of the special meeting for Tuesday, February 25, 1992, at 11:00 A.M., or as soon thereafter as practical to consider the following legislation:

"A resolution amending Resolution 7-R-ct (A.S.), dated September 4, 1991, correcting the number of units to be purchased from First Fidelity Bank from eight to ten. (Formerly Trinity Housing Project.) No fiscal impact, purchase price remains at \$400,000."

Spec. Mtg., 2-25-92

February 25, 1992

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231 Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and the Jersey Journal, by posting on the designated bulleting board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on February 20, 1992 and February 21, 1992, at the time of their receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco, citing the Administrative Code of the City, stated "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour.'"

The City Clerk stated this meeting is rescheduled to Thursday, February 27, 1992, at 11:00 A.M., or as soon thereafter as practical.

This meeting adjourned at 2:01 P.M.

APPROVED:



Robert P. Marasco
City Clerk

Newark, New Jersey, February 27, 1992

An adjourned meeting of a special meeting scheduled for February 25, 1992, of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 12:38 P.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Martinez, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Grant, Harris, Rice.

City Clerk Marasco read letters dated February 20, 1992, from Council President Donald Tucker, and February 21, 1992 from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Tuesday, February 25, 1992, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark to consider the following legislation:

Resolution authorizing Mayor to enter into contract with Gustav Henningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one year, for sum not to exceed \$75,000.....
(Resolution 7-R-b deferred February 19, 1992)

Resolution authorizing transfer of H.C.D.A. funds to Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992. (Resolution 7-R-c deferred February 19, 1992)

Resolution amending Resolution 7-R-i, January 22, 1992, ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000., by increasing contract amount by \$30,000. (Resolution 7-R-d deferred February 19, 1992)

Resolution ratifying and authorizing Business Administrator to enter into contract with Consec Security Group, 9-11 Paterson Street, Harrison, New Jersey 07029 and SEcurity Operations Systems, INC., 1915 Route 46, Parsippany, New Jersey 07054, lowest responsible bidders, to provide security guard services to City of Newark, for period February 9, 1992 to February 6, 1993, at cost not to exceed total of \$1,271,000.;..... (Resolution 7-R-bg deferred February 19, 1992)

"A resolution amending Resolution 7-R-ct (A.S.), dated September 4, 1991, correcting the number of units to be purchased from First Fidelity Bank from eight to ten. (Formerly Trinity Housing Project.) No fiscal impact, purchase price remains at \$400,000.00."

February 27, 1992

City Clerk Marasco further read letter dated February 25, 1992, from His Honor, Mayor Sharpe James, requesting the following be added to the call of the adjourned special meeting for Thursday, February 27, 1992, at 11:00 A.M., or as soon thereafter as practical to consider the following legislation:

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Safe Passage Foundation, Inc., for provision of recreational services to youth and adults of the City of Newark, for period January 1, 1992 to December 31, 1992 in amount of \$200,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

7-R-a. (S)

Resolution authorizing Mayor to enter into contract with Gustav Heningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one (1) year, for sum not to exceed \$75,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Martinez, Villani, President Tucker.

Not Voting: Council Member Carrino.

Absent: Council Members Grant, Harris, Rice.

7-R-b. (S)

Resolution authorizing transfer of H.C.D.A. funds to Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Villani, President Tucker.

Absent: Council Members Grant, Harris, Rice.

7-R-c. (S)

Resolution amending Resolution 7-R-i, January 22, 1992, ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi Center for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000., by increasing contract amount by \$30,000.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Villani, President Tucker.

Absent: Council Members Grant, Harris, Rice.

February 27, 1992

7-R-d. (S)

Resolution ratifying and authorizing Business Administrator to enter into contract with Consec Security Group 9-11 Paterson Street, Harrison, New Jersey 07029 and Security Operations Systems, Inc., 1915 Route 46, Parsippany, New Jersey 07054, lowest responsible bidders, to provide security guard services to City of Newark, for period February 9, 1992 to February 6, 1993, at a cost not to exceed total of \$1,271,000; \$211,833 provided in 1992 temporary budget of Department of General Services, Division of Public Buildings, for three months.

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Villani, President Tucker.

Absent: Council Members Grant, Harris, Rice.

7-R-e. (S)

Resolution amending Resolution 7-R-ct (A.S.), September 4, 1991, authorizing Director of Development to acquire remaining eight (8) units of Trinity Housing Project, located on Bergen Street between Avon Avenue and Rose Terrace, from First Fidelity Bank, to be incorporated into City of Newark's Victory Gardens project, for sum of \$400,000., by purchasing additional 2 units, totalling 10 of the Trinity Housing Project from First Fidelity Bank.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Villani, President Tucker.

Absent: Council Members Grant, Harris, Rice.

7-R-f. (S)

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Safe Passage Foundation, Inc., for Provision of Recreational Services to youth and adults of the City of Newark, for period January 1, 1992 to December 31, 1992, in amount of \$200,000. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Villani, President Tucker.

Absent: Council Members Grant, Harris, Rice.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Villani, President Tucker.

Absent: Council Members Grant, Harris, Rice.

This meeting adjourned at 12:47 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, March 4, 1992

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:30 P.M.

The audience arose for the National Anthem.

The invocation was offered by Council Member Gary Harris.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Legislative Research Officer Tom Jones, Public Relations Consultants Delores Wheat, Lois Redisch, Harold Edwards, Assistant Corporation Counsel Siobhan Teare.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on February 28, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of this schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSION

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Business Administrator, for the month of January, 1992.**

A motion to approve Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Business Administrator for month of January 1992, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council as follows: Community Coach, Inc., Camptown Bus Lines, Inc., \$68,000., Bus Transportation for Senior Citizens was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-b. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held January 17, 1992.**

A motion that the copy of minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held January 17, 1992.**

A motion that the copy of minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-d. The City Clerk presented **Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held December 30, 1991.**

A motion that the copy of minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Reg. Mtg., 3-4-92

March 4, 1992

- 4-e. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held January 16, 1992.**

A motion that the copy of minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-f. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of City of Newark, held January 15, 1992.**

A motion that the copy of minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-g. The City Clerk presented **Copy of Minutes of Special Meeting of Joint Meeting held January 9, 1992.**

A motion that the copy of minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 4-h. The City Clerk presented **Copy of Minutes of Joint Meeting Maintenance, held January 16, 1992.**

A motion that the copy of minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

A motion to consider Items 8-h-1 through 8-h-20 at this time was made by Council Member Grant, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 8-h-1. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Trish Morris-Yamba, Executive Director, Newark Day Center, 43 Hill Street, Newark, New Jersey, 07102 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.**

(Copy of communication submitted to each Member of the Council)

(Ms. Yamba met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Trish Morris-Yamba, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

March 4, 1992

- 8-h-2. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Ederle Peterson, 1 Parkview Terrace, Newark, New Jersey, 07112 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.
(Copy of communication submitted to each Member of the Council)
(Ms. Peterson met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Ederle Peterson, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-3. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Fran Adubato, Director, North Ward Cultural Center, 346 Mount Prospect Avenue, Newark, New Jersey, 07104 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.
(Copy of communication submitted to each Member of the Council)
(Ms. Adubato met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Fran Adubato, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-4. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Gloria Cartwright, 105 Keer Avenue, Newark, New Jersey, 07112 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.
(Copy of communication submitted to each Member of the Council)
(Ms. Cartwright met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Gloria Cartwright, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-5. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Catherine Cuomo-Cecere, 274 Highland Avenue, Newark, New Jersey, 07104 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.
(Copy of communication submitted to each Member of the Council)
(Ms. Cecere met with the Council March 3, 1992)

March 4, 1992

A motion to confirm the nomination of Ms. Catherine Cuomo-Cecere, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Branch, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-6. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Clara Little, 897 Hunterdon Street, Newark, New Jersey, 07112 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.**

(Copy of communication submitted to each Member of the Council)
(Ms. Little met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Clara Little, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-7. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Maria Vizcarronda-DeSoto, Hispanic Affairs Department, 6th Floor, 101 South Broad Street, Trenton, New Jersey, 08608 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.**

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Ms. Maria Vizcarronda-DeSoto, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-8. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Jessica Hill, 43 Stecher Street, Newark, New Jersey, 07108 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.**

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Ms. Jessica Hill, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

March 4, 1992

8-h-9.

The City Clerk presented **Communication from His Honor, Mayor Sharpe James**, received February 26, 1992, nominating, subject to confirmation, Ms. Barbara Bell, Executive Director, Newark Boys & Girls Clubs, 35 James Street, Newark, New Jersey, 07103 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Ms. Barbara Bell, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

8-h-10.

The City Clerk presented **Communication from His Honor, Mayor Sharpe James**, received February 26, 1992, nominating, subject to confirmation, Dr. Paulette Coleman, Director, Newark Collaboration, 50 Park Place, Suite 835, Newark, New Jersey, 07102 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Dr. Paulette Coleman, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

8-h-11.

The City Clerk presented **Communication from His Honor, Mayor Sharpe James**, received February 26, 1992, nominating, subject to confirmation, Ms. Brenda Beavers, 803 Highland Avenue, Newark, New Jersey, 07104 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.

(Copy of communication submitted to each Member of the Council)

(Ms. Beavers met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Brenda Beavers, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

8-h-12.

The City Clerk presented **Communication from His Honor, Mayor Sharpe James**, received February 26, 1992, nominating, subject to confirmation, Ms. LaFrances Rodgers Rose, 60 Pomona Avenue, Apt. 5K, Newark, New Jersey, 07112 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.

(Copy of communication submitted to each Member of the Council)

March 4, 1992

A motion to confirm the nomination of Ms. LaFrances Rodgers Rose, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-13. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Jestine Lucas, 863 South 17th Street, Newark, New Jersey, 07108 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.
(Copy of communication submitted to each Member of the Council)
(Ms. Lucas met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Jestine Lucas, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-14. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Michelle Munsat, 37 Synott Place, Newark, New Jersey, 07106 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.
(Copy of communication submitted to each Member of the Council)
(Ms. Munsat met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Michelle Munsat, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-15. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Eddiemae Livingston, 92 Quitman Street, Apt. 2A, Newark, New Jersey, 07108 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.
(Copy of communication submitted to each Member of the Council)
(Ms. Livingston met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Eddiemae Livingston, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

March 4, 1992

- 8-h-16. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Shirley Cook, 609 Dr. Martin Luther King, Jr. Boulevard, Newark, New Jersey, 07103 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.**

(Copy of communication submitted to each Member of the Council)
(Ms. Cook met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Shirley Cook, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-17. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Ileathern Mcloud, 20 Edmonds Place, Newark, New Jersey, 07112 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.**

(Copy of communication submitted to each Member of the Council)
(Ms. Mcloud met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Ileathern Mcloud, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-18. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Ramona Santiago, Esq., 255 Lafayette Street, Newark, New Jersey, 07105 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.**

(Copy of communication submitted to each Member of the Council)
(Ms. Santiago met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Ramona Santiago, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-19. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Avis Thomas, 171 Pomona Avenue, Newark, New Jersey, 07105 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.**

(Copy of communication submitted to each Member of the Council)
(Ms. Thomas met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Avis Thomas, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

March 4, 1992

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

- 8-h-20. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Brenda Orange, 49 Montrose Street, Newark, New Jersey, 07106 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.**
(Copy of communication submitted to each Member of the Council)
(Ms. Orange met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Brenda Orange, as a Member of the Mayor's Commission on the Status of Women was made by Council Member Grant, seconded by President Tucker.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This nomination is confirmed.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-Way Street)**
(Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, by adding thereto Dickerson Street as a Through Street.**
(Dickerson Street
Between Roseville Avenue and Norfolk Street
Between First Street and Norfolk Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-c.

The City Clerk read An ordinance authorizing the Director of the Department of Development to acquire privately owned properties located at 66-80 So. Orange Avenue, 7-11 Broome Street, 23-33 Broome Street and 26-38 Prince Street, A/K/A Block 235, Lots 1-10, 16-19, 22, 41-47, 53, 54 & 56, within the University Heights Redevelopment Area, or in the alternative authorizing the Acting Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et. seq.

(\$775,000.) (Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1992.

6-F-d.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Land Use Control" (6-S & F-ba) adopted July 16, 1986, as amended. (To create the Title of Receptionist Typing, Bilingual in Spanish and English in the Department of Land Use Control).

(Receptionist Typing,

Bilingual in Spanish and English 1 1/1/91 \$16,413.00 - \$19,586.47

(35 Hours)

(Creating title in Land Use Control which more appropriately describes duties being performed. Old title is common title. No salary change. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1992.

A motion to consider Item 8-o (A.S) on Ordinances on First Reading was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-e.
(A.S.)

The City Clerk read A bond ordinance providing for the acquisition of a police radio system and related equipment by the City of Newark, in the County of Essex, New Jersey, appropriating \$1,100,000. including \$749,811.45 from the Capital Surplus Fund therefor and authorizing the issuance of \$333,500. bonds or notes of the town for financing part of the cost thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of debt statement from Division of Local Government Services())

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Martinez and declared adopted by President by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1992.

March 4, 1992

A motion to consider Item 8-p (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

6-F-f.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Administrative Analyst in the Department of Administration).^o

(Supervising Administrative

Analyst (35 Hours) 1 1/1/91 \$37,515.10 - \$45,234.69)

(Creating new title in Department of Administration for a person presently serving in another title. Old title is common title. Funds presently available in Business Administrator's budget from vacant title. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1992.

At a later time in the meeting, after 6-HC-a, a motion to consider Item 8-f on Ordinances on First Reading was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villari, President Tucker.

6-F-g.

The City Clerk read An ordinance approving the Urban Renewal Plan, Educational Center Redevelopment Project, N.J.R-50 (7th Amendment), Newark, New Jersey; a Redevelopment Plan for an area generally bounded by the Passaic River; Park Place and Saybrook Place; Park Street; Cherry Street and the southerly line of City Block 128, 129 and of the southerly line of Lot 29 in City Block 130.^o

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading and directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory, Mr. Lawrence Goldman, President, New Jersey Performing Arts Center, Inc., Ms. Gail L. Thompson, Director of Planning and Design, New Jersey Performing Arts Center, Inc., Mr. Robert Graham, Acting Director, Newark Housing Authority, Mr. Harold Lucas, Executive Director Designate, Newark Housing Authority, Mr. Joseph Bianco, Director of Redevelopment, Newark Housing Authority and Architects of New Jersey Performing Arts Center, Inc. to meet with the Municipal Council at its March 10, 1992 Special Conference was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on March 18, 1992.

March 4, 1992

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 22, Streets and Sidewalks; Chapter 16, Sidewalk Newsstand, Section 1 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow newsstands to be stationed at certain locations on the sidewalks of the City of Newark.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 22, Streets and Sidewalks, Chapter 16, Sidewalk Newsstands, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented be and hereby is amended to read as follows:

CHAPTER 16 - SIDEWALK NEWSSTAND

22:16-1 - DEFINITIONS

(a) Newsstand - a structure from which newspapers, books and periodicals may be sold, that is stationed at an approved location on a sidewalk in the City of Newark with the consent of the owner of the reversionary interest in the sidewalk.

(b) Abutting owner - that owner of the property adjacent or in front of the newsstand location who possesses a reversionary interest in the sidewalk and street.

(c) Approved Newsstand - is a newsstand that does not exceed five feet in width and six feet in length...and has been constructed with the approval of the construction official in accordance with the Uniform Construction Code.

(d) Approved Location - a particular location on a sidewalk where a newsstand may be placed that is in accordance with the requirements of this Ordinance.

22:16-2 - REGULATIONS

Each and every newsstand for which a permit under this Ordinance has been issued shall be further regulated as follows:

(a) No newsstand shall be placed or maintained so that it projects onto, into or over or rests wholly or partly upon any portion of the roadway of a public street.

(b) No newsstand shall be placed or allowed to be maintained in such a manner as to endanger the safety of persons or property or be situated in a place used for utility purposes, public transportation, or other public or governmental purposes nor shall it be allowed to be placed or maintained so as to interfere with or impede the flow of pedestrian or vehicular traffic, the ingress or egress from any structure or building,

March 4, 1992

fire alarm or other emergency communication device, including, but not limited to public telephones;

- (5) within 10 feet of any location where the curb has been depressed to facilitate pedestrian or vehicular movement;
- (6) within 8 feet of the building line abutting any sidewalk;
- (7) within 3 feet of any taxi stand or place marked for handicapped parking as so designated by a Resolution or Ordinance of the City of Newark.

22:16-3 - REVOCATION OF LICENSE

(a) The license for any sidewalk newsstand shall cease and terminate and become null and void without the return or rebate of the fee or any part thereof paid to the City for such license upon a finding by the Manager of the Division of Tax Abatement and Special Taxes or his authorized representative, after due notice and after hearing if requested by the licensee, that the licensee has violated any City Ordinance relating thereto or regulation of the director supplementary thereto.

(b) Upon the written revocation by the owner of the reversionary interest in the sidewalk where any such sidewalk newsstand shall have been located, of any consent that shall have been given therefore, signed by such owner and filed in the office of the Manager, the Manager or his authorized representative shall within 30 days revoke such license and the same shall thereupon cease, terminate and become null and void so far as it applies to such location.

22:16-4 - PENALTY

Any person violating any of the provisions of this chapter shall upon conviction thereof, be punished by a fine not to exceed \$1,000.00 but not less than \$50.00.

Each day that such violation is found to continue shall be considered a separate offense.

22:16-5 - SEVERABILITY

If any section, paragraph, sentence, clause, phrase or word of this Ordinance is for any reason held by a court to be unconstitutional, inoperative or void, such holding shall not affect the remainder of this Ordinance.

SECTION 2. Any existing Ordinances or parts thereof inconsistent with this Ordinance are hereby repealed.

SECTION 3. This Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT: Ordinance allowing newsstands to be stationed at certain locations on the sidewalks in the City of Newark and regulations governing same.

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

March 4, 1992

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a Lease Agreement between the Leaguers, Inc., Landlord, and the City of Newark, Tenant, for the leasing of the premises known as 731 Clinton Avenue, Block 3010, Lot 43, for the sum of \$26,460. per year, for a period of twelve (12) months.

WHEREAS, the premises commonly known as 731 Clinton Avenue, Block 3010, Lot 43, on the Official Tax Maps and Tax Duplicate (year 1991) of the City of Newark, New Jersey, is needed for public purposes; and,

WHEREAS, the City of Newark, Tenant, and the Leaguers, Inc., Landlord, desire to enter into a lease agreement for the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, period beginning January 1, 1992 and ending December 31, 1992 for the sum of \$26,460.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Leaguers, Inc., Landlord, for the leasing of the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, pursuant to N.J.S.A. 40A:12-15, for the period of January 1, 1992 through December 31, 1992.

Section 2. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Leaguers, Inc., Landlord, for the leasing of the premises, commonly known as 731 Clinton Avenue, Block 3010, Lot 43, for the period beginning January 1, 1992 to the adoption of this Ordinance.

Section 3. The City of Newark shall, as a consideration for said lease agreement, pay the owner the total sum of \$26,460.00 in equal monthly installments of \$2,205.00, for the term of the lease, beginning January 1, 1992 and ending December 31, 1992.

Section 4. A copy of the lease agreement is attached hereto and made part hereof.

Section 5. A copy of this lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 7. Attached hereto is a Certification from the Municipal Comptroller in the amount of \$6,615.00 which represents the amount encumbered from the 1992 Temporary Budget through March 31, 1992. No funds will be expended under the Contract in excess of \$6,615.00 unless and until there is received from the Municipal Comptroller a Certification indicating that funds have been appropriated for the balance of the Contract.

Statement:

Passage of this Ordinance will ratify and authorize a lease agreement between the City of Newark, Tenant, and the Leaguers, Inc., Landlord, for utilization of 731 Clinton Avenue as the South Ward Senior Citizen Center. The period of the lease agreement will be from January 1, 1992 through December 31, 1992 and the total consideration for said period shall be \$26,460.00.

March 4, 1992

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section entitled, Commission on the Status of Women, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending and supplementing Ordinances 6-S & F-c, April 20, 1988 and 6-S & F-n, April 18, 1990 to include the Mayor and Council President as Ex Officio Members of the Commission and expand its purpose to include the review and recommendation of legislation affecting women).

WHEREAS, the City of Newark recognizes the significant contributions of Women in our society and their changing and developing role; and

WHEREAS, the Municipal Council established and formalized the Commission on the Status of Women by Ordinances 6S&FC 042088 and 6S&FN 041890; and

WHEREAS, there is a desire to amend Ordinances 6S&FC 042088 and 6S&FN 041890 to include the Mayor and Council President as ex officio members of the Commission on the Status of Women and expand its purpose to include the review and recommendation of legislation affecting women.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL, OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 2, Administration, Chapter 2, Office of the Mayor and Agencies, Section entitled, Commission on the Status of Women, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended and supplemented to read in its entirety as follows:

Commission on the Status of Women

The Commission on the Status of Women (hereinafter called the "Commission") is hereby established. The Commission shall report to the Mayor.

General Purpose

The Commission shall pursue the general purpose of improving the status of Women in Newark through coordinating, networking, advocacy, reviewing and recommending policies and legislation affecting women and other methods deemed necessary and appropriate.

whether residential, business or governmental, or the use of public fixtures, including, but not limited to, utility poles, mail boxes, fire alarms, traffic signals or control signs, hydrants or parking meters.

(c) No newsstand shall be placed, constructed or continued upon any public sidewalk in the City of Newark without first obtaining the written consent of the owner of the reversionary interest in the sidewalk where the newsstand is to be located, which shall be either the City of Newark or the adjoining property owner.

(d) No person shall place, construct or continue any newsstand in whole or part upon any public sidewalk in the City of Newark without first obtaining a license therefore from the Manager of the Division of Tax Abatement and Special Taxes. The City Council of the City of Newark shall be notified of every application for a license by the Manager of the Division of Tax Abatement and Special Taxes.

(e) A license fee in the amount of \$100.00 shall be charged and collected annually from the holder of any newsstand permit by the Manager of the Division of Tax Abatement and Special Taxes.

(f) No license for a newsstand shall be granted or continued except for a stand of approved type, size and appearance, which shall be unmarked by advertising except as to newspapers, periodicals and books.

(g) No license for a newsstand shall be granted or continued for any newsstand except for a newsstand that is located in an area that would not be in violation of the regulations of this Ordinance.

(h) The display and storage of all newspapers, periodicals and books must be confined to the newsstand or to the space physically occupied by such stand.

(i) No rubbish, waste paper or anything whatsoever shall be permitted to escape outside the confines of the newsstand nor shall any accumulation of such materials be permitted beneath the stand. The operator, manager and owner of every newsstand shall maintain the area around the exterior of the newsstand for a distance of 8 feet from the newsstand in a clean manner.

(j) All sidewalk newsstands must remain open for business during 5 hours of each day for 5 consecutive days every week.

(k) No license for any sidewalk newsstand shall be transferable, with or without consideration. Any such license transferred to another person shall immediately thereupon cease and terminate and the privilege therefore come to an end. Any person violating this provision shall not thereafter be granted a license for any sidewalk newsstand.

(1) No newsstand shall be placed, or installed:

- (1) within 20 feet from the curb line of an intersecting street or sidewalk;
- (2) within 15 feet of a fire hydrant;
- (3) within 15 feet of a crosswalk;
- (4) within 5 feet of any fire or police call box,

March 4, 1992

Membership of Commission; Appointment; Terms

(a) The Commission shall consist of 21 members to be appointed by the Mayor with the advice and consent of the Municipal Council. The majority of the Commission shall be women. The Mayor and Council President shall serve as ex officio members.

(b) The initial appointments shall be as follows: seven (7) appointments shall be for a term of three (3) years, seven (7) for a term of two (2) years and seven (7) for a term of one (1) year. All appointees by the Mayor to fill vacancies shall serve for the unexpired term.

(c) All subsequent appointments shall be for a term of three (3) years.

Officers of the Commission.

There shall be a chairperson initially appointed by the Mayor for a term of two (2) years. The remaining officers, vice-chairperson, secretary and treasurer, shall be selected by the Commission.

Commission Meetings.

The Commission shall meet at least four (4) times per year.

Section 2. Any existing Ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance amends Ordinances 6S&FC 042088 and 6S&FN 041890 to include the Mayor and Council President as ex officio members of the Commission on the Status of Women and expands its purpose to include the review and recommendation of legislation affecting women.

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street. (West Ward)

(Kerrigan Boulevard and Ivy Street: stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for public second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Delavan Avenue and North 8th Street. (North Ward)

(Delavan Avenue and North 8th Street: Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street. (Central Ward)

(18th Avenue and South 20th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

March 4, 1992

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street. (Central Ward)

(19th Avenue and South 19th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street. (East Ward)

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on South 10th Street. (South Ward)

(Deleting:

South 10th Street - east side

from Woodland Avenue to Springfield Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

March 4, 1992

A motion to adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider Item 8-i (A.S.) at this time was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 8-i. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 28, 1992, appointing, subject to confirmation, Ms. Michelle Hollar-Gregory, One Ridgeway Avenue, West Orange, New Jersey, as Corporation Counsel of the City of Newark.**

(Copy of communication submitted to each Member of the Council)
(Ms. Gregory met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Michelle Hollar-Gregory, as Corporation Counsel of the City of Newark, was made Council Member Grant, seconded by Council Members Harris and Villani.

President Tucker: Will the Council confirm the appointment?

Yes: Councilmen Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: This appointment is confirmed.

HEARINGS OF CITIZENS.

- 6-HC-a. **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council relative to homelessness and several factors that have contributed to this problem tremendously. He addressed the matter of land that was to be developed for housing by University of Medicine and Dentistry of New Jersey which never materialized. He mentioned an agreement called "1968 Newark Agreement".

Council Member Bradley, through the chair, requested a copy of the "1968 Newark Agreement" be forwarded to Members of the Municipal Council for their perusal.

- 6-HC-b. **MS. VIRGINIA L. MORTON, 214 WEST MARKET STREET, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council and thanked them for their support in restoring service at the fire house located at Warren and Hudson Streets. She requested Council's assistance on how to proceed in having a carnival to raise money for the Warren Street School.

- 6-HC-c. **MS. KATHLEEN O'PRAY, ST. ROCCO'S CHILD CARE, 212 HUNTERDON STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council relative to several problems existing with distribution of food by a particular vendor of the SuNuP Program.

President Tucker directed the City Clerk to invite Business Administrator Grant, Health and Human Services Acting Director Ruffin, the Coordinator of the SuNuP Program and Ms. Kathleen O'Pray, Director, St. Rocco Child Care Center to meet with the Municipal Council at a Special Conference to be called for March 6, 1992 at 10:00 A.M., in the Council Conference Room, Second Floor, City Hall, to discuss ways and means of possibly resolving this matter with due haste.

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. Resolution ratifying and authorizing Mayor to enter into agreement with New Community Corporation, on Substance Abuse Strategy Initiative Project (Program targeted for youths from ages 11 to 13 who are likely to become drug abusers), for period not to exceed one year from February 19, 1992, funded from Federal Bureau of Justice Assistance; does not require expenditure of municipal funds; (Agreement exempt from Local Public Contracts Law because funds are from restrictive Federal source)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-R-b. Resolution ratifying and authorizing Mayor to execute contract with John C. Raney, expert Tax Consultant, to perform services relating to the filing and prosecution of an action challenging the ratio of assessed to true value assigned to City of Newark by Director, Division of Taxation, in the 1991 Table of Equalized Valuation, in amount of \$15,800., for period October 1, 1991 to September 30, 1992. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant and Mr. John C. Raney, Tax Consultant, to meet with the Municipal Council at its March 17, 1992 pre-meeting conference was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-R-c. Resolution ratifying and authorizing Business Administrator and Director of Engineering to execute contract with Newark Watershed Conservation and Development Corporation, to manage, plan and provide for conservation and development of the Watershed properties of the City of Newark in Morris, Passaic and Sussex Counties, for period January 1, 1992 to December 31, 1992. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-d. Resolution authorizing Acting Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

March 4, 1992

- 7-R-e. Resolution authorizing Mayor and Director of Development to file a Program Description for Rental Rehabilitation Program, in amount of \$372,000., for Fiscal Year 1991, under Housing and Urban Rural Recovery Act of 1983 with U. S. Department of Housing and Urban Development.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-f. Resolution authorizing Mayor and Director of Development to accept grant and enter into and execute contract with U.S. Department of Housing and Urban Development, for Rental Rehabilitation Grant Fiscal Year 1990, in amount of \$688,000. Grant #R-90-MC-34-0218, until date of completion; does not require expenditure of Municipal funds.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-g. Resolution authorizing Mayor and Director of Development to accept grant and enter into and execute contract with U.S. Department of Housing and Urban Development, for Rental Rehabilitation Grant Fiscal Year 1991, in amount of \$372,000. Grant #R-91-MC-34-0218, until date of completion; does not require expenditure of Municipal funds.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-h. Resolution authorizing Director of Engineering to execute Assignment of Contract Agreements from Dresdner, Robin & Associates, Inc. to Dresdner Robin Environmental Management, Inc.; no expenditure of municipal funds required. (Site Plan Review-Resolution 7-R-p, May 1, 1991; Ironbound Field-Resolution 7-R-h, December 1, 1988; Ironbound Pool-Resolution 7-R-h, January 23, 1991; Police Academy, Resolution 7-R-f, September 25, 1990; Jackson Street Bridge, Resolution 7-R-bj (A.S.), January 23, 1991)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-i. Resolution authorizing Director of Engineering to execute Assignment of Contract from Dresdner, Robin & Associates, Inc. to Dresdner Robin TerraSciences, Inc., for Review and Update of City of Newark's Emergency Operating Plan (Resolution 7-R-d, April 3, 1991); no expenditure of Municipal funds required.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-j. Resolution ratifying and authorizing Director of Engineering to execute contract with Township of Pequannock, for provision of potable water, from Pequannock Water System, at unit rate of \$1,000./MG, for period January 1, 1992 to December 31, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-k. Resolution authorizing Director of Engineering to execute agreement with New Jersey Department of Transportation as required under N.J.A.C. 16:53B which assigns jurisdiction of completed Sixth Avenue Bridge project; estimated cost Federal-\$1,120,000., State-\$280,000., totalling \$1,400,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-l. Resolution authorizing Director of Engineering to execute agreement with New Jersey Department of Transportation as required under N.J.A.C. 16:53B which assigns jurisdiction of completed North Ninth Street Bridge project; estimated cost Federal-\$2,400,000., State-\$600,000., totalling \$3,000,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-m. Resolution amending Resolution 7-R-f(S), September 11, 1990, contract with Goldman, Beale Associates and R.D. Jordan & Company, for provision of financial advice and assistance in sale of bonds and/or notes of City, for amount not to exceed \$73,000., for period August 1, 1990 to July 31, 1991,..... by extending contract period from August 1, 1991 to April 30, 1992, for additional amount not to exceed \$14,600., to be paid from Capital Projects as a bond cost. (Amended contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant, Finance Director Jean, Mr. Clifford Goldman, Goldman, Beale Associates and Mr. Rudolph Jordan, R.D. Jordan and Company to meet with the Municipal Council at its March 17, 1992 pre-meeting conference was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-n. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds and enter into agreement with New Jersey State Department of Health, for provision of a Blind HIV Seroprevalence study among various population within Newark's Standard Metropolitan Statistical Area, in amount of \$36,671., to provide salary and fringe benefits for 1 position of Medical Records Supervisor and office equipment, for period January 1, 1992 to December 30, 1992; does not require expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-o. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for funds, in amount of \$94,661., from Port Authority of New York and New Jersey, for continued provision of social services at Newark International Airport, for period January 1, 1992 to December 31, 1992.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-p. Resolution authorizing Acting Director of Health and Human Services to execute a Hold Harmless and Indemnification Agreement, providing for indemnification of Newark Board of Education, for any claims arising out of use of West Side High School Gymnasium, from April 20 to April 24, 1992, in conjunction with the Nineteenth Annual Mayor's Basketball Tournament.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-q. Resolution amending Resolution 7-R-bl, November 6, 1991, to accept funds from and enter into contract with New Jersey State Department of Health, Communicable Disease Control Services, for provision of Sexually Transmitted Disease Services to Residents, for period July 1, 1991 through June 30, 1992, in amount of \$171,918., to accept additional funds in amount of \$21,000., for total Grant Award of \$192,918., for renovations of Sexually Transmitted Disease Clinic.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-r. Resolution amending Resolution 7-R-br (A.S.), May 15, 1991, authorizing acceptance of funds in amount of \$123,428., from Essex County Department of Citizens Services, Division on Aging, for period January 1, 1991 to December 31, 1991, for purpose of implementing Newark Nutrition Project for the Elderly for Meals-on-Wheels, to reflect increase of \$23,868. (Older American Act Funds-\$147,296., 1990 Project Income (Actual)-\$22,213., 1991 Project Income (Estimated)-\$19,649.), totalling \$189,158.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-s. Resolution authorizing Director of Finance to issue check in amount of \$195,000., payable to M & L Construction and its attorneys, O'Malley and Surman, 17 Beaverson Boulevard, Brick, New Jersey 08723-0220, upon receipt of all documents deemed necessary by Acting Corporation Counsel; to be paid in the following manner: \$125,000. upon receipt by Corporation Counsel of release of outstanding municipal lien claims and \$70,000. paid upon completion of all outstanding work; instituted suit in Superior Court of New Jersey, Law Division, Essex County for breach of contract.**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Acting Corporation Counsel Hollar-Gregory met with Council on March 3, 1992)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-t. Resolution authorizing City Treasurer to refund to Pauline M. Lucas, 9 Johnson Avenue, West Caldwell, New Jersey 07006, amount of \$2,283.34, for overpayment of water/sewer charges due to high overestimated bills for Account No. 11-569-2000-00, Block 1874, Lot 014, 52 North 6th Street.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-u. Resolution authorizing Director of Finance to issue check in amount of \$1,305., payable to Tax Collector, refund of monies collected by City of Newark from occupant of record, Josephine DeVingo, prior to vacation of judgement, as partial payment of taxes, due and owing, for use and occupancy charges, for property known as 554-562 Ridge Street, Block 714, Lot 29.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-v. Resolution authorizing Director of Finance to issue check in amount of \$2,600., payable to Fritzner Napoleon, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 1017-1019 South Orange Avenue, Block 4200, Lot 42.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-w. Resolution authorizing Director of Finance to issue check in amount of \$3,360., payable to Tax Collector, as partial payment of taxes due and owing and check in amount of \$420., payable to Annie Hines, occupant of record, c/o Bette R. Grayson, Esquire, 155 Morris Avenue, P.O. Box 75, Springfield, New Jersey 07081, monies collected by City of Newark, prior to vacation of judgement, for property known as 16-18 Myndoor Avenue, Block 3721.02, Lot 21.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-x. Resolution authorizing Director of Finance to issue check in amount of \$979. payable to Division of Property Management for repair and maintenance costs and check in amount of \$891. to William Brown, 218 Garfield Avenue, Jersey City, New Jersey 07035, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 55-57 South 11th Street, Block 1868, Lot 17.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-y. Resolution authorizing transfer of Housing and Community Development Act, Eleventh Year (HCDA XI) funds, from Rehabilitation and Preservation, Other Expenses, \$50,000., to Project Link, Other Expenses, \$50,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980. (Creates new activity in HCDA XI under caption of Project Link)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-z. Resolution authorizing transfer of Housing and Community Development Act, Seventeenth Year (HCDA XVII), from Ironbound Educational and Cultural Center, Historic Preservation, Other Expenses, \$25,000. to Public Services, Other Expenses, \$25,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980. (To continue to provide programming to low and moderate income neighborhood residents)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ba. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$2,589,320., HIV Emergency Relief Formula Grant.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bb. Temporary emergency resolution appropriating \$2,589,320., HIV Emergency Relief Formula Grant; said emergency funds shall be provided in 1992 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bc. Resolution establishing petty cash for various departments and agencies for the year 1992.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bd. Resolution requesting the mortgagee of the IGA Supermarket located at 282-304 Irvine Turner Boulevard and 127-141 Avon Avenue, to meet with a Committee of the Municipal Council to discuss the possible re-opening of a major supermarket within the shopping mall at said location.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

March 4, 1992

- 7-R-be-1. Resolution recognizing and commending the St. Patrick's Day Parade and honoring its leadership and members and wishing them continued success.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be-2. Resolution recognizing and commending Ms. Grace C. Cunningham.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be-3. Resolution recognizing and commending Mr. Michael Critchley.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be-4. Resolution recognizing and commending Reverend Patrick M. Donohue.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be-5. Resolution recognizing and commending Patrolman James J. Caffrey on his retirement with the Newark Police Department.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be-6. Resolution recognizing and commending Ms. Charlisha McLean for her outstanding achievements academically and in the field of track.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be-7. Resolution recognizing and commending Newark Police Director William Celester, Newark West District Police Captain Area A Perry Borrelli, West District Sergeant John Scott-Bey, West District Detectives Nicholas Casale, James Hynn, Frank Huff, Al Rizzolo, Patrick Corcoran, Michael Johnson, John Lima as well as Irvington Police Detectives William Edgar, Pierre Moss and Ed Aihutis along with Essex County Prosecutor First Assistant Richard Williams and Prosecutor Investigator Vincent Byron for their great teamwork and dedication to law enforcement.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be-8. Resolution recognizing and commending Armando and Columbia Mesito on the occasion of their seventieth wedding anniversary.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be-9. Resolution recognizing and commending Josephine B. Janifer, Executive Director of the Newark Private Industry Council, Inc., on the distinguished occasion of her retirement after many years of faithful service within the greater Newark community.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be-10. Resolution recognizing and commending Ms. Glenda Johnson-Green, Principal, Roseville Avenue School.**

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be-11. Resolution recognizing and commending Ms. Sheila Guions, Guidance Counselor, Burnett Street School.**

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-be-12. Resolution recognizing and commending Edward G. West on his retirement with the City of Newark.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bf. Resolution amending Tax Abatement and Financial Agreement approved by Resolution 7-R-cw, June 6, 1990, for 44 Rome Street Urban Renewal Corporation at 40-42, 44 Rome Street, Block 2080, Lots 34 and 35, by allowing a change in the construction cost estimate from \$800,000. to \$500,002., resulting in a change to the total project cost from \$1,378,000. to \$1,078,602. and incorporating the amended certified architects certification as part of the application and financial agreement previously approved.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

March 4, 1992

- 7-R-bg. Resolution approving Tax Abatement Application and Financial Agreement for Telephone Heights Urban Renewal Associates L.P., for rehabilitation of vacant building into 45 low income apartment rental units at 176 Avon Avenue (Block 2660, Lot 6) granting exemption from taxation on improvements for period of 20 years from completion of project in compliance with and subject to provisions and conditions of N.J.S.A. 55:14K-1 et seq.; further, setting the minimum annual service charge as the greater of the first year estimate of \$21,759.75 or the annual service charge of the previous year. The formula to be applied is 7.5% of the gross rental income and 15% of the other income derived from the project.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bh. Temporary emergency resolution appropriating \$54,000., Department of Health and Human Services, Division of Social Services, Day Care Hatch, South Ward/Clinton Hill Day Care Center; said emergency funds shall be provided in 1992 budget.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bi. Resolution denouncing the New Jersey State Legislature's proposal to roll back the state sales tax by 1 cent and further respectfully requesting that a member of the Newark Municipal Council be allowed to address the New Jersey Assembly as well as Senate to discuss this legislation.
(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

No: Council Member Martinez.

- 7-R-bj. Resolution authorizing transfer of H.C.D.A. funds to Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bk. Resolution amending Resolution 7-R-i, January 22, 1992, ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi Center for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000., by increasing contract amount by \$30,000.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

March 4, 1992

**7-R-b1-1. Resolution recognizing and commending New Jersey Bell Telephone Company
(A.S.) and New Jersey Pay Phone Association, Inc.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-b1-2. Resolution recognizing and commending Imam W. Deen Mohammed, American Muslim
(A.S.) Spokesman for Human Salvation.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-b1-3. Resolution recognizing and commending Masjid Mohammed-Newark on the distinguished
(A.S.) occasion of honoring the Muslim Community Pioneers throughout the city, county and state for the exemplary service to the Community during a ceremony scheduled to be held March 1, 1992 at Town & Campus Banquet Center.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-b1-4. Resolution recognizing and commending John "JJ" Johnson.
(A.S.)**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-b1-5. Resolution recognizing and commending Altarik White, former standout athlete at
(A.S.) Malcolm X. Shabazz High School, on the distinguished occasion of earning Metro New Jersey - New York Player of the Year by the Eastern College Athletic Conference as well as New Jersey Athletic Conference Offensive Player of the Year honors as a sophomore running back/kick returner at William Paterson College.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-b1-6. Resolution recognizing and commending Newark Musical Ambassadors.
(A.S.)**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-b1-7. Resolution recognizing and commending Mr. Bill May for outstanding achievement
(A.S.) in music education and jazz photography.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

March 4, 1992

- 7-R-bl-8. Resolution recognizing and commending George Keeley, native Newarker, on
(A.S.) the esteemed occasion of receiving the "Distinguished Irish-American Citizenship Award" from the Independent Irish Society, Inc.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bl-9. Resolution recognizing and commending Mollie Murphy on the esteemed occasion
(A.S.) of receiving the "Distinguished Irish-American Citizenship Award" from the Independent Irish Society, Inc.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bl-10. Resolution recognizing and commending Dr. Calvin O. Butts, III, Pastor of
(A.S.) New York City's Abyssinian Baptist Church.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bm. Resolution authorizing Acting Corporation Counsel to enter into a Hold Harmless
(A.S.) and Indemnification Agreement, providing for indemnification of the City of Camden for any claims arising from use of equipment lent to the City of Newark by the City of Camden to be used in providing training to applicants for firefighter employment with City of Newark, which is required by Consent Decree entered into in the matter U.S.A. v. State of New Jersey, et al.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bn. Resolution granting tax exemption on second floor improvements of property
(A.S.) 972-974 Broad Street, Block 882, Lot 74 owned by SUNRISE Newark Development, Inc., for period commencing January 1, 1991 and terminating December 31, 1995; pursuant to Revised Ordinances of the City of Newark, New Jersey, 1966, 10:11-1 et seq. (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bo. Resolution ratifying and authorizing Business Administrator to enter into
(A.S.) contract with Paper Plus, Inc., P.O. Box 240, 600 Federal Boulevard, Carteret, New Jersey 07008, to provide Curbside Recycling Containers with Silk Screening, for period September 1, 1991 to August 31, 1992, at cost not to exceed \$48,545. (Contract awarded pursuant to Local Public Contracts Law N.J.S.A. 40A:11-12; funds provided from Division of Recycling (Engineering)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

March 4, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp.
(A.S.)** **Resolution approving Constable Bond in the amount of \$1,000. issued to Samuel L. Jordan, as to form, amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bq.
(A.S.)** **Resolution authorizing Director of Finance to issue check in amount of \$2,000, to Cromwell Urban Renewal, Inc., 501 Schuyler Avenue, Lyndhurst, New Jersey, refund of application fee for tax abatement for premises 635 Springfield Avenue, Block 2622, Lot 1 (Cromwell was to demolish existing building and erect new masonry building to house existing retail liquor and soft drink facility; entity's application deemed ineligible due to Municipal Council's longstanding policy not to consider fast foods and liquor establishments for tax abatements.)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-br.
(A.S.)** **Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with North Ward Center, Inc., lowest responsible quote received, for Business Office Skills Training Program for REACH, Number PY 91-40-02-A, contract shall not exceed \$110,025., for 30 participants in 1 cycle of 24 weeks (600 hours), for period March 9, 1992 to August 28, 1992; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title REACH.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bs.
(A.S.)** **Resolution supporting the National Black Caucus of State Legislators Privatization/Contracting Out legislation introduced by its Labor and Management Committee.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bt.
(A.S.)** **Resolution supporting the application of the Ironbound Education & Cultural Center for the development of the Ironbound Gateway Development Project in amount of \$12 million from New Jersey Urban Development Corporation.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bu.
(A.S.) Resolution ratifying and authorizing Director of Engineering to execute contract with United Gunitite and Construction Co., Inc., 102 Melland Avenue, Irvington, New Jersey 07111, for Emergency Sewer Repair on Ferry Street between Polk Street and Merchant Street, in amount of \$75,808., for period September 16, 1991 to March 4, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bv.
(A.S.) Temporary emergency resolution appropriating \$19,423., Water Utility, Water Accounting and Customer Service, Other Expenses, Equipment; said funds shall be provided in 1992 budget.

(Funds needed for implementation of the billing system)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bw.
(A.S.) Temporary emergency resolution appropriating \$149,182., Department of Administration Division of Office Services, Materials and Supplies, \$2,000.; Department of Finance, Director's Office, Materials and Supplies, \$50,000.; Department of Engineering, Division of Sanitation, Other Pay, \$80,000.; Services by Contract or Agreement, \$5,700.; Unclassified Purposes, Prior Years Bills, \$11,482.; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bx.
(A.S.) Resolution authorizing transfer of reserve funds from Water Utility, Unclassified Operations, Personnel Services, Employer's Contribution to Employee's Retirement System-\$12,068. to Adjustment to Personnel Compensation-\$12,068., pursuant to N.J.S.A. 40A:4-59.

(Funds needed for payment of Sick Pay Purchase requested in 1991)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-by.
(A.S.) Resolution authorizing Director of Engineering to enter into Demolition Consent and Repayment Agreement with Housing Authority, for demolition and removal of structures at 3 Irvine Turner Boulevard-\$60,000., 902-912 McCarter Highway-\$140,230.69, Block 1, Lot 30-Boat House and Double Building (Rear of 902-912 McCarter Highway)-\$158,380., 914-916 McCarter Highway-\$75,000., 918-924 McCarter Highway (This includes Newark Stamp and Die Works)-\$125,000., Environmental Cleanup and Remediation-\$59,541.32 totalling \$618,125.01 which will be reimbursed to the City by the Housing Authority.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bz.
(A.S.)

Resolution re-affirming the position of the Newark Municipal Council urging the United Hospital's Board of Trustees to appoint Newark residents to said Board and to establish a Community Advisory Committee to the Board of Trustees.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ca.
(A.S.)

Resolution amending the prior General Capital Budgets and reappropriating proceeds from the General Capital Surplus Fund set forth in Bond Ordinances 6-S & F-o, March 20, 1991 and 6-S & F-a, January 17, 1990 and transferring a portion of said sum in the amount of \$150,000. as set forth herein and cancelling a portion of the project balance in such amount as set forth in Bond Ordinance No. 6-F-e, March 4, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cb.
(A.S.)

Resolution authorizing the Director of Finance of the City of Newark to apply to the Local Finance Board for approval of a reappropriation and cancellation Bond Ordinance entitled "Bond ordinances amending and canceling the appropriations set forth in Bond Ordinances 6-S & F-o, March 20, 1991 and 6-S & F-a, January 17, 1990 and transferring a portion of said sum in the amount of \$150,000. to new projects, as authorized herein to be undertaken in and by the City of Newark, County of Essex, State of New Jersey."

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cc.
(A.S.)

Resolution authorizing external transfer of reserve funds from Office of City Clerk/Municipal Council, Municipal Council, Other Expenses, Miscellaneous, Recreation and Support Program, \$1,458.; to Office of City Clerk/Municipal Council, Other expenses, Materials and Supplies, \$1,458.; pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-cd.
(A.S.)

Resolution authorizing Mayor to execute agreement with Port Authority of New York and New Jersey, for purpose of allowing the Authority to provide funding for project located at 815 Frelinghuysen Avenue.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-ce.
(A.S.)

Resolution authorizing solicitation of sealed bids for sale of City-owned property known as 54 Mount Pleasant Avenue, Block 571, Lot 34, pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising and setting return date of final bid for same under specified conditions.

(Minimum bid-\$11,000.; minimum capital improvement-\$200,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

March 4, 1992

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Motions.

- 7-M-a. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF BERNARD SHANLEY, FORMER AIDE TO PRESIDENT DWIGHT D. EISENHOWER** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Branch.
- 7-M-b. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CLARENCE JAMES, BELOVED FATHER OF RENEE JAMES, STAFF MEMBER IN THE OFFICE OF THE CITY CLERK** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF HARRY F.J. MORSCH OF LAKE ROGERENE, MT. ARLINGTON, RETIRED NEWARK FIREFIGHTER** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-d. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. PAULINE Z. SMITH OF EAST ORANGE, A FORMER NURSE WITH COLUMBUS AND UNITED HOSPITALS** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-e. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LOSSIE B. SANDERS OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES WEST OF EAST ORANGE, A MEMBER OF NEWARK'S ZION HILL BAPTIST CHURCH INSPIRATIONAL CHOIR** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RALPH TRIBELLI OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.

- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MICHAEL H. LEE** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. VERA BOWERS OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ANTHONY DiFAZIO OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-k 1 and 2. A MOTION SUPPORTING SENATE BILL-2304, CO-SPONSORED BY SENATORS LAUTENBERG AND SIMON, WHICH WOULD PROHIBIT CONVICTED VIOLENT FELONS FROM PETITIONING THE FEDERAL GOVERNMENT FOR PERMISSION TO OWN FIREARMS** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-l. A MOTION RECOGNIZING AND COMMENDING HAROLD LUCAS, DIRECTOR OF THE CITY'S DEPARTMENT OF DEVELOPMENT, ON THE OCCASION OF HIS APPOINTMENT AS EXECUTIVE DIRECTOR OF THE NEWARK HOUSING AUTHORITY** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-m. A MOTION REQUESTING THAT THE STATE BANKING DEPARTMENT SERIOUSLY CONSIDER INCLUDING PROVISIONS OF THE COMMUNITY REINVESTMENT ACT OF 1977 IN THE DEPARTMENT'S FINAL DRAFT OF ITS PLANNED BANKING BILL** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DAVID LEE OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-o. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES GREEN OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.

March 4, 1992

- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. DORENE M. DUEBEN BARRIERE OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-q. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. AMANDA G. HARTLEY OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-r. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MICHAEL CICCONE, JR. OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-s. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SHARONETTE WALKER OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-t. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JEREMIAH DAVIS OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-u. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARIE SIMMONS OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-v. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. DOREEN BARRIERE, OF NEWARK** was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.
- 7-M-w. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN EARL CREWS, OF NEWARK** was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Branch.

- 7-M-x.
and
7-M-x-1. **A MOTION URGING THE CITY ADMINISTRATION TO INSTITUTE A PILOT PROGRAM FOR LOW AND MODERATE INCOME RESIDENT HOMEOWNERS FOR GRANTS AND/OR LOW INTEREST LOANS USING HOUSING AND COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS TO OFFSET THE COSTS OF HOME SECURITY MEASURES** was made by Council Member Villani, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Harris.
- 7-M-y. **A MOTION REQUESTING THE DEPARTMENT OF ENGINEERING TO CLEAN UP THE AREA AROUND SOUTH 12TH STREET BETWEEN SOUTH ORANGE AND CENTRAL AVENUES NEAR THE CEMETERY WHERE RUBBISH IS STEADILY ACCUMULATING** was made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-z. **A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO INSPECT PROPERTIES IN THE AREAS OF SOUTH 9TH AND SOUTH 10TH STREETS, UP TO THE NEWARK-EAST ORANGE BORDER TO ASCERTAIN WHETHER OR NOT HOMES IN THESE AREAS ARE IN COMPLIANCE WITH CITY ORDINANCES AS THEY RELATE TO THE HEALTH, SAFETY AND WELFARE OF RESIDENTS IN THIS VICINITY** was made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-ba. **A MOTION DIRECTING THE CITY CLERK TO FORWARD A LETTER TO COUNTY EXECUTIVE THOMAS D'ALESSIO AND DEMOCRATIC CHAIRMAN RAYMOND DURKIN REQUESTING THEM TO MEET AS DEMOCRATS TO RESOLVE PROBLEMS EXISTING WITHIN THE PARTY** was made by Council Member Rice, seconded by President Tucker and failed of adoption by the following votes:
Yes: Council Members Bradley, Branch, Harris, Rice.
Not Voting: Council Members Carrino, Grant, Martinez, Villani, President Tucker.
- 7-M-bb. **A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING HAVE FERGUSON STREET REPAVED** was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bc. **A MOTION REQUESTING A MEETING WITH REPRESENTATIVES OF THE NEWARK HOUSING AUTHORITY WITH REFERENCE TO THE INFESTATION OF RODENTS AND SALES OF DRUGS AT THE OTTO KRETCHMER HOUSING COMPLEX** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-M-bd. **A MOTION CONGRATULATING THE COACHES AND PLAYERS OF THE 1991-1992 VIRGINIA UNION UNIVERSITY MEN'S BASKETBALL TEAM FOR SUCCESSFULLY CAPTURING FIRST PLACE IN THE PRESTIGIOUS CENTRAL INTERCOLLEGIATE ATHLETIC ASSOCIATION TOURNAMENT HELD IN RICHMOND, VIRGINIA** was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Martinez.

March 4, 1992

- 7-M-be.** **A MOTION URGING THE NEWARK HOUSING AUTHORITY TO START CONSTRUCTION OF HOUSING COMPLEXES IN THE CITY OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Villani,
President Tucker.
Absent During Roll Call: Council Members Martinez, Rice.
- 7-M-bf.** **A MOTION RESPECTFULLY REQUESTING THAT THE POSTMASTER OF THE NEWARK AREA POST OFFICE INFORM THE GOVERNING BODY OF THE REASONS WHY NEWARK CITIZENS ARE RECEIVING CRUMPLED AND TORN MAIL ON DELIVERY** was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Villani,
President Tucker.
Absent During Roll Call: Council Members Martinez, Rice.
- 7-M-bg.** **A MOTION REQUESTING THAT THE DIRECTOR OF POLICE INSTITUTE MORE POLICE PATROLS IN THE AREA OF CLINTON PLACE AND MAPLE AVENUE** was made by Council Member Bradley, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Villani,
President Tucker.
Absent During Roll Call: Council Members Martinez, Rice.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a.** The City Clerk presented Communication from Business Administrator Grant, received February 13, 1992, enclosing proposed, "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Mount Vernon Place and Mountainview Place." (West Ward)
(Mount Vernon Place, Both Sides
From Sanford Avenue to Irvington Town Line

Mountainview Place, Both Sides
From Sanford Avenue to the Irvington Town Line)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Does not require approval of Department of Transportation)
- A motion directing the City Clerk to place this ordinance on the March 18, 1992 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

- 8-b. The City Clerk presented **Communication from Business Administrator Grant, received February 19, 1992, enclosing proposed, "Ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turns at Market Street and McCarter Highway."** (East Ward)
(West on Market Street to south on McCarter Highway)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)
- A motion directing the City Clerk to place this ordinance on the March 18, 1992 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 8-c. The City Clerk presented **Communication from Business Administrator Grant, received February 20, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Municipal Parks Superintendent in the Department of Engineering)"**
(Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
(35 Hours))
(Creating new title in Department of Engineering which more accurately describes duties and responsibilities of employee serving in title and abolishing old title. Fiscal impact approximately \$300. year. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the March 18, 1992 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 8-d. The City Clerk presented **Communication from Business Administrator Grant, received February 21, 1992, enclosing proposed, "Ordinance to supplement Title 17, Offenses, Miscellaneous, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding Chapter 16, No Smoking in Municipal Buildings and City Agencies)."**
(Prohibits smoking in municipal buildings and city agencies effective March 21, 1992 and establishing fines for violation thereof not to exceed \$50. for first violation, \$100. for second violation and \$200. for each additional violation; municipal officials and/or employees shall also be subject to disciplinary action)"
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Acting Corporation Counsel Hollar-Gregory met with the Council March 3, 1992)
- A motion directing the City Clerk to return the ordinance to Administration, per request of Personnel Officer, was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 8-e. The City Clerk presented **Communication from Business Administrator Grant, received February 24, 1992, enclosing proposed, "Ordinance approving an amendment to the Urban Renewal Plan and the Feasibility of Relocation for the Lower Clinton Hill Urban Renewal Project N.J. R-38 (Tenth Amendment)"**
(Northerly portion of Block 3026, bounded by Osborne Terrace on the West, Clinton Avenue on the North and Hedden Terrace on the East)
(South Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

March 4, 1992

A motion directing the City Clerk to place this ordinance on the March 18, 1992 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 8-f. **Communication from Business Administrator Grant, received February 25, 1992, enclosing proposed, "Ordinance approving the Urban Renewal Plan, Educational Center Redevelopment Project, N.J.R-50 (7th Amendment), Newark, New Jersey; a Redevelopment Plan for an area generally bounded by the Passaic River; Park Place and Saybrook Place; Park Street; Cherry Street and the southerly line of City Block 128, 129 and of the southerly line of Lot 29 in City Block 130."**

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-g on page 10 in the minutes of this meeting)

- 8-g-1. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 25, 1992, reappointing, subject to confirmation, Mr. Hadren Simmons, P.O. Box 7182, Roseville Station, Newark, New Jersey, 07107 as a Member of the Newark Commission on Veterans Affairs, for period March 4, 1992 to January 8, 1995.**

(Copy of communication submitted to each Member of the Council)

A motion to confirm the reappointment of Mr. Hadren Simmons as a Member of the Newark Commission on Veterans Affairs was made by the Council of the Whole.

President Tucker: Will the Council confirm the reappointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: This reappointment is confirmed.

- 8-g-2. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received February 25, 1992, reappointing, subject to confirmation, Mr. Edward Staugaites, 120 Garrison Street, Newark, New Jersey, 07105, as a Member of the Newark Commission on Veterans Affairs, for period March 4, 1992 to January 8, 1995.**

(Copy of communication submitted to each Member of the Council)

A motion to confirm the reappointment of Mr. Edward Staugaites, as a Member of the Newark Commission on Veterans Affairs was made by the Council of the Whole.

President Tucker: Will the Council confirm the reappointment?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: This reappointment is confirmed.

March 4, 1992

8-g-3.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 25, 1992, nominating, subject to confirmation, Mr. Bobby Nogueras, Naval Reserve Recruiting Command, 970 Broad Street, 4th Floor, Newark, New Jersey, 07102, as a Member of the Newark Commission on Veterans Affairs, for period March 4, 1992 to January 8, 1995.

(Copy of communication submitted to each Member of the Council)

A motion to confirm the nomination of Mr. Bobby Nogueras, as a Member of the Newark Commission on Veterans Affairs was made by the Council of the Whole.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: This nomination is confirmed.

8-g-4.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 25, 1992, nominating, subject to confirmation, Mr. David Richardson, 7 - 8th Avenue, Newark, New Jersey, 07104, as a Member of the Newark Commission on Veterans Affairs, for period March 4, 1992 to January 8, 1995.

(Copy of communication submitted to each Member of the Council)

(Mr. Richardson met with the Council March 3, 1992)

A motion to confirm the nomination of Mr. David Richardson, as a Member of the Newark Commission on Veterans Affairs was made by the Council of the Whole.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: This nomination is confirmed.

8-g-5.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 25, 1992, nominating, subject to confirmation, Ms. Juliaette Smith, 272 Watchung Avenue, Orange, New Jersey, 07050, as a Member of the Newark Commission on Veterans Affairs, for period March 4, 1992 to January 8, 1995.

(Copy of communication submitted to each Member of the Council)

(Ms. Smith met with the Council March 3, 1992)

A motion to confirm the nomination of Ms. Juliaette Smith, as a Member of the Newark Commission on Veterans Affairs was made by the Council of the Whole.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: This nomination is confirmed.

8-g-6.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 25, 1992, nominating, subject to confirmation, Mr. James Collura, City Clerk's Office, 920 Broad Street, Room 415, Newark, New Jersey, 07102, as a Member of the Newark Commission on Veterans Affairs, for period March 4, 1992 to January 8, 1993.

(Copy of communication submitted to each Member of the Council)

(Mr. Collura met with the Council March 3, 1992)

March 4, 1992

A motion to confirm the nomination of Mr. James Collura, as a Member of the Newark Commission on Veterans Affairs was made by the Council of the Whole.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: This nomination is confirmed.

8-g-7.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received February 25, 1992, nominating, subject to confirmation, Mr. Bill Hill, 69 Dover Street, Newark, New Jersey, 07106, as a Member of the Newark Commission on Veterans Affairs, for period March 4, 1992 to January 8, 1993.

(Copy of communication submitted to each Member of the Council)

(Mr. Hill met with the Council March 3, 1992)

A motion to confirm the nomination of Mr. Bill Hill, as a Member of the Newark Commission on Veterans Affairs was made by the Council of the Whole.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: This nomination is confirmed.

8-h-1.

Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Trish Morris-Yamba, Executive Director, Newark Day Center, 43 Hill Street, Newark, New Jersey, 07102 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.

(Copy of communication submitted to each Member of the Council)

(Ms. Yamba met with the Council March 3, 1992)

(For action on this item, see page 2, in the minutes of this meeting)

8-h-2.

Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Ederle Peterson, 1 Parkview Terrace, Newark, New Jersey, 07112 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.

(Copy of communication submitted to each Member of the Council)

(Ms. Peterson met with the Council March 3, 1992)

(For action on this item, see page 3, in the minutes of this meeting)

8-h-3.

Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Fran Adubato, Director, North Ward Cultural Center, 346 Mount Prospect Avenue, Newark, New Jersey, 07104 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.

(Copy of communication submitted to each Member of the Council)

(Ms. Adubato met with the Council March 3, 1992)

(For action on this item, see page 3, in the minutes of this meeting)

- 8-h-4. **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Gloria Cartwright, 105 Keer Avenue, Newark, New Jersey, 07112 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.**
 (Copy of communication submitted to each Member of the Council)
 (Ms. Cartwright met with the Council March 3, 1992)
- (For action on this item, see page 3, in the minutes of this meeting)
- 8-h-5. **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Catherine Cuomo-Cecere, 274 Highland Avenue, Newark, New Jersey, 07104 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.**
 (Copy of communication submitted to each Member of the Council)
 (Ms. Cecere met with the Council March 3, 1992)
- (For action on this item, see pages 3 and 4, in the minutes of this meeting)
- 8-h-6. **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Clara Little, 897 Hunterdon Street, Newark, New Jersey, 07112 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.**
 (Copy of communication submitted to each Member of the Council)
 (Ms. Little met with the Council March 3, 1992)
- (For action on this item, see page 4, in the minutes of this meeting)
- 8-h-7. **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Maria Vizcarronda-DeSoto, Hispanic Affairs Department, 6th Floor, 101 South Broad Street, Trenton, New Jersey, 08608 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.**
 (Copy of communication submitted to each Member of the Council)
- (For action on this item, see page 4, in the minutes of this meeting)
- 8-h-8. **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Jessica Hill, 43 Stecher Street, Newark, New Jersey, 07108 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.**
 (Copy of communication submitted to each Member of the Council)
- (For action on this item, see page 4, in the minutes of this meeting)
- 8-h-9. **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Barbara Bell, Executive Director, Newark Boys & Girls Clubs, 35 James Street, Newark, New Jersey, 07103 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.**
 (Copy of communication submitted to each Member of the Council)
- (For action on this item, see page 5, in the minutes of this meeting)
- 8-h-10. **Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Dr. Paulette Coleman, Director, Newark Collaboration, 50 Park Place, Suite 835, Newark, New Jersey, 07102 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.**
 (Copy of communication submitted to each Member of the Council)
- (For action on this item, see page 5, in the minutes of this meeting)

March 4, 1992

- 8-h-11. Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Brenda Beavers, 803 Highland Avenue, Newark, New Jersey, 07104 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.
(Copy of communication submitted to each Member of the Council)
(Ms. Beavers met with the Council March 3, 1992)

(For action on this item, see page 5, in the minutes of this meeting)
- 8-h-12. Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. LaFrances Rodgers Rose, 60 Pomona Avenue, Apt. 5K, Newark, New Jersey, 07112 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.
(Copy of communication submitted to each Member of the Council)

(For action on this item, see pages 5 and 6, in the minutes of this meeting)
- 8-h-13. Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Jestine Lucas, 863 South 17th Street, Newark, New Jersey, 07108 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.
(Copy of communication submitted to each Member of the Council)
(Ms. Lucas met with the Council March 3, 1992)

(For action on this item, see page 13, in the minutes of this meeting)
- 8-h-14. Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Michelle Munsat, 37 Synott Place, Newark, New Jersey, 07105 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1994.
(Copy of communication submitted to each Member of the Council)
(Ms. Munsat met with the Council March 3, 1992)

(For action on this item, see page 6, in the minutes of this meeting)
- 8-h-15. Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Eddie Mae Livingston, 92 Quitman Street, Apt. 2A, Newark, New Jersey, 07108 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.
(Copy of communication submitted to each Member of the Council)
(Ms. Livingston met with the Council March 3, 1992)
- 8-h-16. Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Shirley Cook, 609 Dr. Martin Luther King, Jr. Boulevard, Newark, New Jersey, 07103 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.
(Copy of communication submitted to each Member of the Council)
(Ms. Cook met with the Council March 3, 1992)

(For action on this item, see page 16, in the minutes of this meeting)
- 8-h-17. Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Ileathern Mcleud, 20 Edmonds Place, Newark, New Jersey, 07112 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.
(Copy of communication submitted to each Member of the Council)
(Ms. Mcleud met with the Council March 3, 1992)

(For action on this item, see page 7, in the minutes of this meeting)

- 8-h-18.** Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Ramona Santiago, Esq., 255 Lafayette Street, Newark, New Jersey, 07105 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.
(Copy of communication submitted to each Member of the Council)
(Ms. Santiago met with the Council March 3, 1992)

(For action on this item, see page 7, in the minutes of this meeting)
- 8-h-19.** Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Avis Thomas, 171 Pomona Avenue, Newark, New Jersey, 07105 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.
(Copy of communication submitted to each Member of the Council)
(Ms. Thomas met with the Council March 3, 1992)

(For action on this item, see pages 7 and 8, in the minutes of this meeting)
- 8-h-20.** Communication from His Honor, Mayor Sharpe James, received February 26, 1992, nominating, subject to confirmation, Ms. Brenda Orange, 49 Montrose Street, Newark, New Jersey, 07106 as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1993.
(Copy of communication submitted to each Member of the Council)
(Ms. Orange met with the Council March 3, 1992)

(For action on this item, see page 8, in the minutes of this meeting)
- 8-i.** Communication from His Honor, Mayor Sharpe James, received February 28, 1992, appointing, subject to confirmation, Ms. Michelle Hollar-Gregory, One Ridgeway Avenue, West Orange, New Jersey, as Corporation Counsel of the City of Newark.
(A.S.) (Copy of communication submitted to each Member of the Council)
(Ms. Gregory met with the Council March 3, 1992)

(For action on this item, see page 19, in the minutes of this meeting)
- 8-j.** The City Clerk presented Communication from Business Administrator Monteilh, received October 29, 1992, enclosing proposed "Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 1127, Lot 80.02, more commonly known as 213 Malvern Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (East Ward)
(A.S.) (Antonio and Dulce Duarte)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18, 1992 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

- 8-k.
(A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received October 29, 1991, enclosing proposed Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 581, Lot 32, more commonly known as 309-311 Parker Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (North Ward)
(Jorge M. & Arlindo Batista)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18, 1992 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 8-l.
(A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received November 22, 1991, enclosing proposed Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 2020, Lot 14.13, more commonly known as 41-43 Lexington Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (East Ward)
(Fernando and Maria DaCunha)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18, 1992 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 8-m.
(A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received November 22, 1991, enclosing proposed Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 1969, Lot 26, more commonly known as 273-275 Second Avenue, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (North Ward))
(Jorge and Maria Silva)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18, 1992 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 8-n.
(A.S.) The City Clerk presented Communication from Business Administrator Monteilh, received November 22, 1991, enclosing proposed Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 600, Lot 30, more commonly known as 588-594 North 3rd Street (a/k/a 165 First Street), for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter." (North Ward)
(Sabino Jose Gil and Ligia Gil)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18, 1992 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

March 4, 1992

- 8-o.
(A.S.) **Communication from Business Administrator Grant, received March 4, 1992, enclosing proposed "Bond ordinance providing for the acquisition of a police radio system and related equipment by the City of Newark, in the County of Essex, New Jersey, appropriating \$1,100,000. including \$749,811.45 from the Capital Surplus Fund therefor and authorizing the issuance of \$333,500. bonds or notes of the town for financing part of the cost thereof."**
 (Copy of ordinance and correspondence submitted to each Member of the Council)
 (Debt Statement Filed)
 (Awaiting approval of debt statement from Division of Local Government Services())

(For action on this ordinance, see Ordinance 6-F-e, on page 9, in the minutes of this meeting)

- 8-p.
(A.S.) **Communication from Business Administrator Grant, received March 4, 1992, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Administrative Analyst in the Department of Administration)."**
 (Supervising Administrative
 Analyst (35 Hours) 1 1/1/91 \$37,515.10 - \$45,234.69)
 (Creating new title in Department of Administration for a person presently serving in another title. Old title is common title. Funds presently available in Business Administrator's budget from vacant title. Represented by Newark Council 21, Civil Service Association)
 (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this ordinance, See Ordinance 6-F-f, on page 10, in the minutes of this meeting)

- 8-q.
(A.S.) **The City Clerk presented Proposed "Ordinance to amend Title 24, Transportation, Chapter 1, Taxicabs, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding subsections requiring owners and operators of autocabs to provide child safety restraint systems in their vehicles and providing for penalties for violations thereof)."**
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18, 1992 Agenda of the Municipal Council for first reading and directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory, Division of Taxicab Acting Manager Williams, Newark Taxicab Association President Hesham Aly to meet with the Municipal Council at its March 17, 1992 pre-meeting conference was made by President Tucker, seconded by Council Member Grant and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 8-r.
(A.S.) **The City Clerk presented Proposed "Ordinance to amend Title 24, Transportation, Chapter 2, Autocabs, Limousine and Livery Service, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding subsections requiring owners and operators of autocabs to provide child safety restraint systems in their vehicles and providing for penalties for violations thereof)."**
 (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the March 18, 1992 Agenda of the Municipal Council for first reading and directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory, Division of Taxicab Acting Manager Williams, Newark Taxicab Association President Hesham Aly to meet with the Municipal Council at its March 17, 1992 pre-meeting conference was made by President Tucker, seconded by Council Member Grant and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

March 4, 1992

8-s. The City Clerk presented Communication from his Honor, Mayor Sharpe James,
(A.S.) received March 4, 1992, nominating, subject to confirmation, Mr. Kurt Culbreath,
Case Worker, United Community Corporation, 31 Fulton Street, Newark, New Jersey,
as a Member of the Mayor's Commission on the Homeless, for a term of one year,
January 1992 through January 1993.

A motion to confirm the nomination of Mr Kurt Culbreath, as a Member of
the Mayor's Commission on the Homeless was made by the Council of the Whole.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,
Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: This nomination is confirmed.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued
from February 14, 1992 to February 21, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Polish Falcons of America Nest 104	10635

March 4, 1992

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Mary of the Immaculate Conception Church North Ward Center, Inc.	10596 (Amended) 10636
Garden State Chapter, Inc. of the Myasthenia Gravis Foundation	10637
Cathedral Concert Series	10638
St. John's Guild	10639

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

ADJOURNMENT.


12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

This meeting adjourned at 3:07 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, March 18, 1992

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:17 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Edward B. Smart, Israel Memorial A.M.E. Church.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel James Walker, Public Relations Consultant Delores Wheat, Lieutenant Edward Lucas and Lieutenant Archie Davidson, Sergeants-At-Arms.

Absent: Council Member Carrino.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 12, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Report of Investments and Time Deposits Purchased for the month of November 15 through December 31, 1991, submitted by Mr. Paul Barton, Manager, Division of Treasury.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole.

In accordance with the regulations as issued by the Division of Local Government Services of the Department of Community Affairs, listed below is the report of investments and time deposits purchased November 15, 1991 through December 31, 1991:

Reg. Mtg., 3-18-92

March 18, 1992

<u>Current Fund</u>		
CD# 380,466	, \$ 14,000,000.00, 4.625%, dated 11-18-91, 11-25-91 maturity, Midlantic National Bank, safekeeping at Midlantic 80 Park Plaza Newark, N.J.	
CD# 380,481	, \$ 4,000,000.00, 4.500%, dated 11-21-91, 12-02-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,501	, \$ 18,500,000.00, 4.500%, dated 11-22-91, 12-02-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,514	, \$ 21,000,000.00, 4.500%, dated 11-25-91, 12-02-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,598	, \$ 29,900,000.00, 4.500%, dated 12-02-91, 12-13-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,599	, \$ 5,000,000.00, 4.500%, dated 12-02-91, 12-20-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,618	, \$ 10,000,000.00, 4.550%, dated 12-03-91, 12-10-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,649	, \$ 5,000,000.00, 4.500%, dated 12-06-91, 12-20-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,683	, \$ 10,000,000.00, 4.270%, dated 12-10-91, 12-17-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,712	, \$ 10,000,000.00, 4.250%, dated 12-13-91, 12-20-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,750	, \$ 10,000,000.00, 4.250%, dated 12-17-91, 12-24-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,759	, \$ 4,000,000.00, 4.250%, dated 12-18-91, 12-30-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,778	, \$ 25,000,000.00, 3.875%, dated 12-20-91, 12-30-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,802	, \$ 11,000,000.00, 4.000%, dated 12-24-91, 12-31-91 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,861	, \$ 29,000,000.00, 4.000%, dated 12-30-91, 01-06-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,895	, \$ 7,000,000.00, 3.750%, dated 12-31-91, 01-07-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
	<u>\$213,400,000.00</u> Subtotal: November 15 thru December 31, 1991 Current Fund Investments & Time Deposits Purchased.	

March 18, 1992

INVESTMENTS & TIME DEPOSITS PURCHASED
November 15 thru December 31, 1991

sheet 2

Water Utility

CD# 380,482	, \$ 1,000,000.00, 4.500%, dated 11-21-91, 12-02-91 maturity, Midlantic National Bank, safekeeping at Midlanti
CD# 380,600	, \$ 8,050,000.00, 4.500%, dated 12-02-91, 12-27-91 maturity, Midlantic National Bank, safekeeping at Midlanti
CD# 380,650	, \$ 750,000.00, 4.625%, dated 12-50-91, 01-07-92 maturity, Midlantic National Bank, safekeeping at Midlanti
CD# 380,820	, \$ 8,075,000.00, 4.000%, dated 12-27-91, 01-03-92 maturity, Midlantic National Bank, safekeeping at Midlanti
CD# 337,705	, \$ 1,000,000.00, 3.500%, dated 12-31-91, 01-07-92 maturity, First Fidelity Bank, safekeeping at 1st Fidelity
	<u>\$ 18,875,000.00</u> Subtotal: November 15 thru December 31, 1991 Water Utility Investments & Time Deposits
	<u>\$232,275,000.00</u> Grant Total Investments & Time Deposits Purchased, November 15 thru December 31, 1991.

The motion was adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani,
President Tucker.
Absent: Council Member Carrino.

March 18, 1992

4-b.

The City Clerk presented Report of Investments and Time Deposits Purchased for the month of January, 1992, submitted by Mr. Paul Barton, Manager, Division of Treasury.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole.

In accordance with the regulations as issued by the Division of Local Government Services of the Department of Community Affairs, listed below is the report of investments and time deposits purchased January, 1992:

INVESTMENTS & TIME DEPOSITS PURCHASED		sheet 1
January, 1992		
CD# 380,908	\$ 5,500,000.00, 3.750%, dated 01-02-92, 01-09-92 maturity, Midlantic National Bank, safekeeping at Midlantic 80 Park Plaza, Newark, N.J.	
CD# 338,708	\$ 7,000,000.00, 3.870%, dated 01-03-92, 02-03-92 maturity, First Fidelity Bank, safekeeping at 1st Fidelity. 550 Broad Street Newark, N.J.	
CU# 380,923	\$ 7,000,000.00, 3.750%, dated 01-06-92, 01-17-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,924	\$ 12,000,000.00, 3.750%, dated 01-06-92, 01-31-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,936	\$ 10,000,000.00, 3.750%, dated 01-06-92, 02-18-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,932	\$ 4,000,000.00, 3.625%, dated 01-07-92, 01-14-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 380,953	\$ 5,500,000.00, 3.625%, dated 01-09-92, 01-16-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 381,014	\$ 4,000,000.00, 3.750%, dated 01-14-92, 01-21-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 381,028	\$ 5,500,000.00, 3.750%, dated 01-16-92, 01-23-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 381,033	\$ 7,000,000.00, 3.750%, dated 01-17-92, 01-31-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 381,084	\$ 10,000,000.00, 3.750%, dated 01-23-92, 01-31-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 381,148	\$ 15,000,000.00, 3.850%, dated 01-31-92, 03-02-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
CD# 381,149	\$ 10,000,000.00, 3.750%, dated 01-31-92, 02-14-92 maturity, Midlantic National Bank, safekeeping at Midlantic	
Subtotal: Current Fund Investments & Time Deposits Purchased January, 1992.		

INVESTMENTS & TIME DEPOSITS PURCHASED
January, 1992

sheet 2

<u>Water Utility Fund</u>	
CD# 338,709	, \$ 8,500,000.00, 3.770%, dated 01-03-92, 01-17-92 maturity, First Fidelity Bank, safekeeping at 1st Fidelity
CD# 380,933	, \$ 2,000,000.00, 3.625%, dated 01-07-92, 01-14-92 maturity, Midlantic National Bank, safekeeping at Midlanti
CD# 381,013	, \$ 2,000,000.00, 3.750%, dated 01-14-92, 01-21-92 maturity, Midlantic National Bank, safekeeping at Midlanti
CD# 381,012	, \$ 600,000.00, 3.750%, dated 01-15-92, 02-03-92 maturity, Midlantic National Bank, safekeeping at Midlanti
CD# 381,034	, \$ 8,500,000.00, 3.750%, dated 01-17-92, 01-31-92 maturity, Midlantic National Bank, safekeeping at Midlanti
CD# 381,082	, \$ 2,000,000.00, 3.750%, dated 01-23-92, 01-31-92 maturity, Midlantic National Bank, safekeeping at Midlanti
CD# 381,147	, \$ 6,500,000.00, 3.850%, dated 01-31-92, 03-03-93 maturity, Midlantic National Bank, safekeeping at Midlanti
	<u>\$ 30,100,000.00</u> Subtotal: Water Utility Fund Investments & Time Deposits Purchased, January, 1992
	<u>\$132,600,000.00</u> Grand Total: Investments & Time Deposits Purchased January, 1992.

March 18, 1992

The motion was adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani,
President Tucker.
Absent: Council Member Carrino.

- 4-c. The City Clerk presented Report of the Office of the City Clerk, for months of January and February, 1992 and 1991 Annual Report.

A motion that the Reports and the 1991 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-Way Street)** (East Ward)
(Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, by adding thereto Dickerson Street as a Through Street.** (Central Ward)
(Dickerson Street
Between Roseville Avenue and Norfolk Street
Between First Street and Norfolk Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 6-F-c. The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Mount Vernon Place and Mountainview Place.** (West Ward)
(Mount Vernon Place, Both Sides
From Sanford Avenue to Irvington Town Line

Mountainview Place, Both Sides
From Sanford Avenue to the Irvington Town Line)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Does not require approval of Department of Transportation)

A motion to adopt the ordinance on first reading and directing the City Clerk to correspond with Director of Engineering Zach requesting the Department erect Tow-Away signs with red background was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

March 18, 1992

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1992.

6-F-d.

The City Clerk read **An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turns at Market Street and McCarter Highway. (East Ward)**
(West on Market Street to south on McCarter Highway)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-e.

The City Clerk read **An ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Municipal Parks Superintendent in the Department of Engineering)**
(Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
(35 Hours))
(Creating new title in Department of Engineering which more accurately describes duties and responsibilities of employee serving in title and abolishing old title. Fiscal impact approximately \$300. year. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1992.

6-F-f.

The City Clerk read **An ordinance approving an amendment to the Urban Renewal Plan and the Feasibility of Relocation for the Lower Clinton Hill Urban Renewal Project N.J. R-38 (Tenth Amendment)**
(Northerly portion of Block 3026, bounded by Osborne Terrace on the West, Clinton Avenue on the North and Hedden Terrace on the East)
(South Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1992.

- 6-F-g. The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 1127, Lot 80.02, more commonly known as 213 Malvern Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.** (East Ward)
(Antonio and Dulce Duarte)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1992.

- 6-F-h. The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 581, Lot 32, more commonly known as 309-311 Parker Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.** (North Ward)
(Jorge M. & Arlindo Batista)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1992.

- 6-F-i. The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 2020, Lot 14.13, more commonly known as 41-43 Lexington Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.** (East Ward)
(Fernando and Maria DaCunha)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1992.

- 6-F-j. The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 1969, Lot 26, more commonly known as 273-275 Second Avenue, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.** (North Ward)
(Jorge and Maria Silva)
(Copy of ordinance and correspondence submitted to each Member of the Council)

March 18, 1992

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1992.

6-F-k.

The City Clerk read **An ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 600, Lot 30, more commonly known as 588-594 North 3rd Street (a/k/a 165 First Avenue), for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter."**

(North Ward)

(Sabino Jose Gil and Ligia Gil)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1992.

6-F-l.

The City Clerk read **An ordinance to amend Title 24, Transportation, Chapter 2, Autocabs, Limousine and Livery Service, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding subsections requiring owners and operators of autocabs to provide child safety restraint systems in their vehicles and providing for penalties for violations thereof).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Grant, Acting Corporation Counsel Williams and Acting Manager Williams, Taxicab Division met with the Council March 17, 1992)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1992.

6-F-m.

The City Clerk read **An ordinance to amend Title 24, Transportation, Chapter 1, Taxicabs, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding subsections requiring owners and operators of taxicabs to provide child safety restraint systems in their vehicles and providing for penalties for violations thereof)**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Grant, Acting Corporation Counsel Williams and Acting Manager Williams, Taxicab Division met with the Council March 17, 1992)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

March 18, 1992

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 1, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to acquire privately owned properties located at 66-80 So. Orange Avenue, 7-11 Broome Street, 23-33 Broome Street and 26-38 Prince Street, A/K/A Block 235, Lots 1-10, 16-19, 22, 41-47, 53, 54 & 56, within the University Heights Redevelopment Area, or in the alternative authorizing the Acting Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et. seq.

WHEREAS, by Ordinance 6S&FL dated June 21, 1989, the Municipal Council of the City of Newark authorized the purchase of 66-80 So. Orange Avenue, 7-11 Broome Street, 23-33 Broome Street and 26-38 Prince Street, A/K/A Block 235, Lots 1-10, 16-19, 22, 41-47, 53, 54 & 56, for \$550,000.00.

WHEREAS, the review appraiser, is of the opinion that the correct Market Value is \$775,000.00.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. That the premises commonly known as 66-80 So. Orange Avenue, 7-11 Broome Street, 23-33 Broome Street and 26-38 Prince Street, A/K/A Block 235, Lots 1-10, 16-19, 22, 41-47, 53, 54 & 56, are to be purchased by the City of Newark and are needed for redevelopment purposes by the City of Newark.

Section 2. That the premises identified as 66-80 So. Orange Avenue, 7-11 Broome Street, 23-33 Broome Street and 26-38 Prince Street, A/K/A Block 235, Lots 1-10, 16-19, 22, 41-47, 53, 54 & 56, shall be purchased by the City of Newark through the Department of Development for the total amount of Seven Hundred Seventy Five Thousand Dollars (\$775,000.00), subject to the Director of Development's right to increase any offer in accordance with N.J.S.A. 40A:12-5(a)(1). The appraisal price is set forth in Exhibit A.

Section 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the properties listed above.

Section 4. That the Corporation Counsel be and is hereby authorized to record said deed with the Register of Essex County, after said deed has been approved by him as to form and further attested to and acknowledged by the City Clerk.

Section 5. That a copy of the executed deed shall be filed in the Office of the City Clerk by the Director of Department of Development.

Section 6. In the event, the owner of the properties identified in this Ordinance refuse to accept the offer of the City of Newark, the Corporation Counsel be and is hereby authorized to institute legal proceedings in the Superior Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

D

Section 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

March 18, 1992

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Receptionist Typing, Bilingual in Spanish and English" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Receptionist Typing".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carriro.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance providing for the acquisition of a Police Radio System and Related Equipment by the City of Newark, in the County of Essex, New Jersey, appropriating \$1,100,000, including \$749,811.45 from the Capital Surplus Fund therefor and authorizing the issuance of \$333,500. bonds or notes of the town for financing part of the cost thereof.

BE IT ORDAINED BY THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be undertaken by the City of Newark, New Jersey. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$1,100,000, including the sum of \$749,811.45 from the Capital Surplus Fund and currently available \$16,688.55 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

March 18, 1992

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$333,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of a Police Radio System for the Police Department, including all necessary related equipment.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the

meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the City of Newark may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$333,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$25,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 may be included as part of the cost of the purpose or

March 18, 1992

improvement authorized herein and is included in the foregoing estimate thereof.

Section 7. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City of Newark, and the City of Newark shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of the obligations and interest thereon without limitation of rate or amount.

Section 8. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

STATEMENT

A Bond Ordinance for Police Radio System.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker directed the City Clerk to correspond with Director of Police Celester requesting, in writing, what impact the purchase of this equipment will have on the operation of the Police Department.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Administrative Analyst in the Department of Administration).

(Creating new title in Department of Administration for a person presently serving in another title. Old title is common title. Funds presently available in Business Administrator's budget from vacant title. Represented by Newark Council 21, Civil Service Association.

March 18, 1992

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. Section 1(g) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by creating the following title:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Supervising Administrative Analyst
3850 (35 Hrs.) (1) 1/1/91 \$37,515.10 - \$45,234.29

SECTION 2. The hereirabove position title shall become effective April 1, 1992.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Supervising Administrative Analyst" is an approved civil service title that will be used to effectuate a title change for someone currently serving in the title of "Senior Administrative Analyst".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker directed the City Clerk to correspond with Business Administrator Grant requesting information that there will be a deletion of one person in the old title of "Senior Administrative Analyst" in the 1992 Budget.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Urban Renewal Plan, Educational Center Redevelopment Project, N.J.R-50 (7th Amendment), Newark, New Jersey; a Redevelopment Plan for an area generally bounded by the Passaic River; Park Place and Saybrook Place; Park Street; Cherry Street and the southerly line of City Block 128, 129 and of the southerly line of Lot 29 in City Block 130.

March 18, 1992

WHEREAS, the Municipal Council of the City of Newark has heretofore by Resolution 7RBK adopted May 20, 1964; Ordinance 6S & Fd, adopted October 5, 1977; Ordinance 6S & Fd adopted May 3, 1978; and Ordinance 6S & FF, adopted September 6, 1988; Ordinance 6S & FV, adopted November 14, 1988; and Ordinance 6S & FC adopted October 4, 1989, approved an Urban Renewal Plan and Amendments thereto for the Educational Center Urban Renewal Project (N.J. R-50); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark has considered and approved a further amendment of said Urban Renewal Plan, and said amendment consisting of: (1) Project boundary was expanded to include part of City Block 17; (2) Mulberry Street was realigned and Centre Street was widened; (3) A semi-public land use was established for the NJPAC campus and a Core Area Commercial for the major office buildings which are planned elsewhere in this Project Area; (4) A small park at the Northeasterly corner of the Project Area, along McCarter Highway, reflects acquisition of this land by the State of New Jersey for that purpose; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the recommendation of the Planning Board; and

WHEREAS, it has heretofore been found and determined by Resolution 7Rr, adopted on July 10, 1961 that the project area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949 as amended; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin;

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

Section 4. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

Section 5. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

Section 6. That this Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT OF PURPOSE

This Ordinance will provide needed amendment to the existing Urban Renewal Plan (which is the Redevelopment Plan for this area), for the purpose of improving the area, consistent with the needs of the area as well as the needs of the community as a whole, as well as introducing a world-class Performing Arts Center, which will be established in this Project Area.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street. (West Ward)

(Kerrigan Boulevard and Ivy Street: stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

March 18, 1992

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street. (Central Ward)

(18th Avenue and South 20th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street. (Central Ward)

(19th Avenue and South 19th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street.

(East Ward)

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

March 18, 1992

Hearings of Citizens.

- 6-HC-a. **MS. DONNA M. JACKSON, 128 SMITH STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to conditions existing at the Tax Collector's Office; water problems on Smith Street, Palm Street, Sandford Avenue and Salem Street; lack of customer service at the Traffic Violations Bureau; and conditions within the Educational System.

Council Member Harris, through the Chair, directed the City Clerk to forward a verbatim transcript of Ms. Jackson's remarks regarding City employees to the Mayor, the Business Administrator and the proper authorities for their attention and necessary action.

- 6-HC-b. **MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY**, addressed the Members of the Municipal Council with respect to youths in jail and offered solutions to drug trafficking problems in the United States.

- 6-HC-c. **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to homeless people in the City. The speaker questioned why there was not a policy for permanent housing in the City of Newark, nor an Office for the Homeless.

President Tucker stated that a response to Mr. Hurtz will be forthcoming in writing from the Members of the Municipal Council.

A motion to permit Ms. Mary Lofton to be heard under "Hearings of Citizens" was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 6-HC-d. **MS. MARY LOFTON, 7 SETON HALL DRIVE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to the closing of West Side Adult Night School.

Council Member Rice, through the Chair, directed the City Clerk to invite Superintendent of Schools Eugene Campbell to meet with the Members of the Municipal Council at a future special conference to discuss this matter further.

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. Resolution ratifying and authorizing Mayor to execute contract with John C. Raney, expert Tax Consultant, to perform services relating to the filing and prosecution of an action challenging the ratio of assessed to true value assigned to City of Newark by Director, Division of Taxation, in the 1991 Table of Equalized Valuation, in amount of \$15,800., for period October 1, 1991 to September 30, 1992. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Grant and Mr. John C. Raney met with the Council March 17, 1992)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-b. Resolution amending Resolution 7-R-f (S), September 11, 1990, contract with Goldman, Beale Associates and R.D. Jordan & Company, for provision of financial advice and assistance in sale of bonds and/or notes of City, for amount not to exceed \$73,000., for period August 1, 1990 to July 31, 1991... by extending contract period from August 1, 1991 to April 30, 1992, for additional amount not to exceed \$14,600., to be paid from Capital Projects as a bond cost. (Amended contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Grant and Director of Finance Jean met with the Council March 17, 1992)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant, Director of Finance Jean, Mr. Clifford Goldman, Goldman, Beale Associates and Mr. Rudolph Jordan, R.D. Jordan and Company to meet with the Members of the Municipal Council at its March 31, 1992 pre-meeting conference was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-c. Resolution amending Tax Abatement and Financial Agreement approved by Resolution 7-R-cw, June 6, 1990, for 44 Rome Street Urban Renewal Corporation at 40-42, 44 Rome Street, Block 2080, Lots 34 and 35, by allowing a change in the construction cost estimate from \$800,000. to \$500,002.; further amending the total project cost from \$1,378,000. to \$837,610. and incorporating the amended certified architects certification as part of the application and financial agreement previously approved.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-d. Resolution authorizing transfer of H.C.D.A. funds to Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992.**

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-e. Resolution amending Resolution 7-R-i, January 22, 1992, ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi Center for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000., by increasing contract amount by \$30,000.**

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Tucker, Villani, President Grant.

Absent: Council Member Carrino.

- 7-R-f. Resolution ratifying and authorizing Mayor and Business Administrator to execute Labor Agreement on behalf of City of Newark and Newark Council No. 21, Newark Chapter, New Jersey Civil Service Association, for period January 1, 1992 through December 31, 1994. (4% for each year)**
(Copy of resolution and correspondence submitted to each Member of the Council)

March 18, 1992

A motion to defer action on the resolution and directing the City Clerk to send appropriate notice calling for a special meeting of the Municipal Council for Tuesday, March 24, 1992, at 11:00 A.M., or as soon thereafter as practical; further, directing the City Clerk to invite Business Administrator Grant to meet with the Council at its March 24, 1992 special pre-meeting conference to discuss same, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-g. Resolution ratifying and authorizing Mayor and Business Administrator to execute Labor Agreement with American Federation of State, County, and Municipal Employees (AFSCME), Local 2297 (Supervisors), for period January 1, 1991 to December 31, 1993. (4% for each year)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to send appropriate notice calling for a special meeting of the Municipal Council for Tuesday, March 24, 1992, at 11:00 A.M., or as soon thereafter as practical; further, directing the City Clerk to invite Business Administrator Grant to meet with the Council at its March 24, 1992 special pre-meeting conference to discuss same, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-h. Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" foreclosure judgement with each previous "Owner of Record" indicated on annexed list.**

(In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-i. Resolution ratifying and authorizing Business Administrator to enter into contract with Reliable Nursing Services, 45 Normandy Place, Irvington, New Jersey 07111, lowest responsible bidder, to provide nursing services for Newark's health services, for period January 1, 1992 to December 31, 1992, contract shall not exceed \$125,000.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-j. Resolution ratifying and authorizing Business Administrator to enter into contract with Cairns & Brothers Inc., Post Office Box 4076, 60 Webro Road, Clifton, New Jersey 07012, to provide Turnout Coats for City of Newark (Firefighters), for period January 1, 1992 to March 31, 1992, contract shall not exceed \$29,500.**

(Purchasing Agent recommends the utilization of this contract on grounds that it represents the best price available; pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-12.)

(Copy of resolution and correspondence submitted to each Member of the Council)

March 18, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-R-k. Resolution ratifying and authorizing Business Administrator to enter into contract with Accuword Court Recorder Inc., 1219 Passaic Avenue, Linden, New Jersey 07036, only responsible bidder, to provide Professional Electronic Recording Services, for period January 22, 1992 to January 21, 1993, contract shall not exceed \$11,000. (Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-R-l. Resolution authorizing Mayor and Director of Development to file application for The Urban Park and Recreation Recovery Act innovation grant in maximum amount of \$100,000., to assist in construction and purchase of equipment for First Class Championship Development Center, 936-938 Bergen Street, in order for that program to provide services for youth at risk, no expenditure of City funds required. (Required matching funds have already been allocated through HCDA Year XV, \$50,000. in Resolution 7-R-a (S-1), April 21, 1989 and HCDA Year XVI, \$25,000. in Resolution 7-R-b (S-2), August 28, 1990) (Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-R-m. Resolution ratifying and authorizing the Mayor and Director of Development to enter into and execute contract with Newark Alumni Incorporated, a New Jersey Non-Profit Corporation, for purpose of providing counseling to clients in financial planning and how to become credit worthy and eligible for mortgage funds, and allowing them to expend balance of original \$25,000. which is \$2,378.05 FY XVI and FY XVII \$50,000., totalling \$52,378.05, for period January 1, 1992 through December 31, 1992. (Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-R-n. Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with First Class Championship Development Center Inc., a New Jersey Non-Profit Organization, for purpose of renovating 936-938 Bergen Street, Newark, New Jersey, as a sports-oriented facility for area youth, for period March 1, 1992 through March 31, 1993, in amount of \$50,000., funds provided by H.C.D.A. XVII. (Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-R-o. Resolution rescinding Resolution 7-R-co (A.S.), February 15, 1989, Memorandum of Understanding with West Atlantic Management, Inc., 476-482 Monmouth Street, Jersey City, to redevelop 22 units of new and rehabilitated residential housing on Tax Block 1927, Lots 14, 18, and 20 (90-96 and 104-106 North Ninth Street) and on Tax Block 1928, Lot 59 (105-111 North Ninth Street) aka North Ninth Street Project Area, for failure to pursue redevelopment of same.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-p. Resolution authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at public auction held on February 27, 1992, per attached Exhibits A and B, for sum of \$1,108,118., to the highest bidders; pursuant to Resolution 7-R-bn, February 5, 1992.**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-q. Resolution authorizing Director of Engineering to execute Contract 91-25, Resurfacing of Various Streets in the City of Newark: Market Street, Hawthorne Avenue and East & West Peddie Streets, with Dell Contractors, Inc, 1 Hill Street, Paterson, New Jersey 07502, lowest responsible bid, in amount of \$528,737.51; term of contract is for 120 days from Notice to Proceed, weather permitting.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-r. Resolution ratifying and authorizing Director of Engineering to execute contract with Scafar Contracting, Inc., 225 Pacific Street, Newark, New Jersey 07114, for Emergency Sewer Repair at the intersection of Sherman Avenue and Emmet Street, in amount of \$20,000., for period December 24, 1991 to March 18, 1992.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-s. Resolution confirming action taken by Mayor and Director of Engineering to secure services of J. Fletcher Creamer & Son, Inc., pursuant to N.J.S.A. 40A:11-6; further, authorizing Mayor and Director of Engineering to execute contract with J. Fletcher Creamer & Son, Inc., 101 East Broadway, Hackensack, New Jersey 07601, for Emergency Repairs to 60-inch Cedar Grove Reservoir inlet pipe at an excessive depth, for sum not to exceed \$57,040., funds available from 1991 and 1992 Operating Budgets of Division of Water/Sewer Utility.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-t. **Resolution confirming action taken by Mayor and Director of Engineering to secure services of J. Fletcher Creamer & Son, Inc., pursuant to N.J.S.A. 40A:11-6; further, authorizing Mayor and Director of Engineering to execute contract with J. Fletcher Creamer & Son, Inc., 101 East Broadway, Hackensack, New Jersey 07601, for Emergency Repairs to Newark's 20-inch water main at Route 1 & 9, for sum not to exceed \$15,000., funds available from 1991 and 1992 Operating Budgets of Division of Water/Sewer Utility. (Damage caused by Statewide Hi-Way Safety, Inc., contractors, while installing maintenance guide rails for State of New Jersey Department of Transportation - City of Newark will institute necessary actions to recover the cost)**
 (Copy of resolution and correspondence submitted to each Member of the

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-R-u. **Resolution authorizing Director of Finance to issue check in amount of \$924.58 to Thomas and Annie Steele, refund of ¼ year's taxes paid at time of closing on purchase of City-owned property known as 1029-1031 Bergen Street, Block 3663, Lots 1 & 2. (City of Newark failed to exercise its reverter clause to reclaim its right to said property)**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-R-v. **Resolution authorizing Director of Finance to issue checks to outside buyers, per attached schedule, totalling \$3,714.97, who participated in prior tax sale (interest and cost); pursuant to N.J.S.A. 54:5 et seq.**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-R-w. **Resolution approving determination of Central Planning Board that City Tax Block 4230, Lot 16 (705-723 South Orange Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Law of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.) as amended. (West Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-R-x. **Resolution designating reserved parking area for handicapped motorists on North 7th Street - Eastside, beginning 317 feet north of the northerly curbline of 3rd Avenue and extending 21feet southerly therefrom for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)**
 (Copy of resolution and correspondence submitted to each Member of the Council)
 (Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-y.

Resolution designating reserved parking area for handicapped motorists on Rome Street - Westside, beginning 239 feet north of the northerly curblin of Wilson Avenue and extending 25 feet northerly therefrom for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-z.

Resolution designating reserved parking area for handicapped motorists on Elm Street - North side, beginning 117 feet east of the easterly curblin of Van Buren Street and extending 25 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-ba.

Resolution designating reserved parking area for handicapped motorists on West Bigelow Street - North Side, beginning 71 feet west of the westerly curblin of Elizabeth Avenue and extending 25 feet westerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bb.

Resolution designating reserved parking area for handicapped motorists on Ridgewood Avenue - Westside, beginning 162 feet south of the southerly curblin of West Alpine Street and extending 24 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (South Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-bc.

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$1,401,000., Resurfacing and Reconstruction of Wilson Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bd. **Temporary emergency resolution appropriating \$1,401,000., Resurfacing and Reconstruction of Wilson Avenue; said funds shall be provided in 1992 Budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-be. **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$1,491,000., Resurfacing and Reconstruction of Various Streets. (Orange Street: (Sec.II) - Martin Luther King, Jr. Boulevard-Fifth Street; Norfolk Street: South Orange Avenue-Warren Street; Stockton Street: Wilson Avenue-Delancy Street; Orange Street (Sec. I): Broad Street-Martin Luther King, Jr. Boulevard; Mt. Prospect Avenue: Elwood Avenue-R.R. Track; Bergen Street (Sec. II): Watson Avenue-Hillside City Line; Shaw Avenue; Willoughby Avenue-Irvington City Line; Orange Street (Sec. III): 5th Street- East Orange City Line; South Munn Avenue: South Orange Avenue-Irvington City Line; 2nd Avenue East: Broadway-Lake Street and Construction, Inspection and Materials)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bf. **Temporary emergency resolution appropriating \$1,491,000., Resurfacing and Reconstruction of Various Streets; said funds shall be provided in 1992 Budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bg. **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$24,286., Speed/Occupant Restraint Enforcement Program. (Funds provided by N.J. Department of Law and Public Safety, Office of Highway Safety, to enforce traffic safety at designated locations of high accident volume)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bh. **Temporary emergency resolution appropriating \$24,286., Speed/Occupant Restraint Enforcement Program; said funds shall be provided in 1992 Budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bi. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$189,617.48, Exclusive Bus Lane Program. (October 1, 1991 to September 30, 1992)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Mayor James, Business Administrator Grant, Director of Engineering Zach and Ms. Shirley DeLibero, Executive Director, New Jersey Transit to meet with the Members of the Municipal Council at its April 7, 1992 Special Conference to discuss problems created with the business community on the 4 P.M. to 6 P.M. parking restriction, and further directing the City Clerk to forward transcript of verbatim remarks to same for their review was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani,
President Tucker.

No: Council Member Martinez.

Absent: Council Member Carrino.

- 7-R-bj. Temporary emergency resolution appropriating \$189,617.48, Exclusive Bus Lane Program; said funds shall be provided in 1992 Budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Mayor James, Business Administrator Grant, Director of Engineering Zach and Ms. Shirley DeLibero, Executive Director, New Jersey Transit to meet with the Members of the Municipal Council at its April 7, 1992 Special Conference to discuss problems created with the business community on the 4 P.M. to 6 P.M. parking restriction, and further directing the City Clerk to forward transcript of verbatim remarks to same for their review was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani,
President Tucker.

No: Council Member Martinez.

Absent: Council Member Carrino.

- 7-R-bk. Resolution declaring an emergency exists as to an "Ordinance authorizing the Director of the Department of Development to acquire privately owned properties located at 66-80 So. Orange Avenue, 7-11 Broome Street, 23-33 Broome Street and 26-38 Prince Street, A/K/A Block 235, Lots 1-10, 16-19, 22, 41-47, 53, 54 & 56, within the University Heights Redevelopment Area, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 40:1-1 et. seq.," Ordinance 6-Ph,S & F-a, being finally adopted March 18, 1992, and the Ordinance becomes effective immediately upon final passage and approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice, Villani,
President Tucker.

Not Voting: Council Member Harris.

Absent: Council Member Carrino.

- 7-R-bl-1. Resolution recognizing and commending Josephine Bogden on her retirement from the Housing Authority of the City of Newark.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani,
President Tucker.

Absent: Council Member Carrino.

- 7-R-bl-2. Resolution recognizing and commending Mr. & Mrs. Jose N. Velazquez on the joyous occasion of their Golden Wedding Anniversary.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani,
President Tucker.

Absent: Council Member Carrino.

- 7-R-bl-3. Resolution recognizing and commending Dr. Richard A. Boiardo, M.D., as "1992 Man of the Year" by the John I. Crecco Foundation.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bl-4. Resolution recognizing and commending Mr. Joseph Zidziunas on the occasion of his Fiftieth Birthday and Thirty years of service to the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bl-5. Resolution recognizing and commending Nora Rushmore, Track Coach at Harriet Tubman School.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bl-6. Resolution recognizing and commending Mr. Gregory Richardson for his outstanding achievements academically and in the field of Track.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bm.
(A.S.)**

Resolution authorizing Acting Director of Development to execute any and all deeds and other documents necessary to effectuate conveyances of subject properties known as: Block 2575, Lots 48.01, 48.02, 48.03, 48.04, 48.05, 48.06, 48.07, 48.08, 48.09, 48.10, 48.11, 48.12, 48.13, 48.14, 48.15, 48.16, 48.17, 48.18, 48.19, 48.20, 48.21, 48.22, 48.23, 48.24, 48.25, 48.26 and Block 4202, Lots 44.02, 44.03, 44.04, 44.05, 44.06, 44.07, 44.08 and Block 4065, Lots 86.01, 86.02, 86.03, 86.04, 86.05 and Block 2606, 2609, 2610, all lots.

(To permit City of Newark to sell property known as Victory Gardens - 530-558 Bergen Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bn.
(A.S.)**

Resolution ratifying and authorizing Director of Engineering to execute contract with Granada Construction Corp., 147 Thomas Street, Newark, New Jersey 07114, for emergency sewer repair on Magazine Street between Paris and Rome Streets, in amount of \$20,800., for period August 1, 1991 to March 18, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bo. Resolution encouraging the merchants within the downtown enterprise zone
(A.S.) to hire unemployed Newarkers to help sweep and maintain the business districts.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bp. Resolution supporting Senate Bill (S-42) allowing residents to provide
(A.S.) state income tax donations to the New Jersey Vietnam Veterans Memorial.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bq-1. Resolution recognizing and commending Betty A. Williams, Contract Administrator,
(A.S.) on the distinguished occasion of her retirement after 31 years of faithful and meritorius service to the City of Newark.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bq-2. Resolution recognizing and commending The Black Brethren Men's Breakfast
(A.S.) and Black Men of Trinity Temple Seventh-Day Adventist Church of Newark.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bq-3. Resolution recognizing and commending Mr. Benjamin H. Wright, Publisher
(A.S.) of "The New Jersey Greater News".**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bq-4. Resolution recognizing and commending the Northern New Jersey Chapter of
(A.S.) the National Alumnae Association of Spelman College.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bq-5. Resolution recognizing and commending The Spelman College Jazz Ensemble.
(A.S.)**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bq-6. Resolution recognizing and commending Mr. Clarence Parker.
(A.S.)**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bq-7. Resolution recognizing and commending Mr. James Joseph Passafiume.
(A.S.)**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bq-8. Resolution recognizing and commending Joseph Charles Nemick.
(A.S.)**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bq-9. Resolution recognizing and commending Antoinette Di Piazza, a teacher at
(A.S.) East Side High School, for excellence in teaching.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bq-10. Resolution recognizing and commending Carol Polakowski, a teacher at East
(A.S.) Side High School, for excellence in teaching.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bq-11. Resolution recognizing and commending Dorothy Cole, Willadora Cole of the
(A.S.) Child Development Day Care Center and Kathleen O'Pray and Dorethea Smith of St. Rocco's Children Center.**

A motion to adopt the resolution was made Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bq-12.
(A.S.)**

Resolution recognizing and commending Philip J. O'Brien Parelli.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bq-13.
(A.S.)**

Resolution recognizing and commending The Islamic Month of Ramadan.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bq-14.
(A.S.)**

Resolution recognizing and commending The Literacy Volunteers of America (LVA) Newark Affiliate.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-br.
(A.S.)**

Resolution urging the Newark Board of Education to work with the Newark Community School of the Arts and the Newark Arts Council in the development of a Jazz Band or Glee Club based within the City.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bs.
(A.S.)**

Resolution urging the Newark Board of Education to re-institute Marching Band Programs within all Newark High Schools.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bt.
(A.S.)**

Resolution appointing Kenneth F. Cooper, for a term commencing March 18, 1992 and ending March 18, 1993, as a Constable of Newark.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bu.
(A.S.)**

Resolution, posthumously, recognizing and commending Reverend Raphus P. Means, Jr.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bv-1. Resolution recognizing and commending various teachers of the Newark Public
(A.S.) School System for their outstanding commitment in promoting educational excellence
among Newark's Public School students.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bv-2. Resolution recognizing and commending Gustave Trenkler on his retirement
(A.S.) from the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bv-3. Resolution recognizing and commending Ms. Florence Chadwick on her retirement
(A.S.) from the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bv-4. Resolution recognizing and commending Queen of Peace High School on the
(A.S.) esteemed occasion of hosting a Dinner Reception on Sunday, March 22, 1992 at
Our Lady of Fatima Church in Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bv-5. Resolution recognizing and commending Mrs. Lora B. Tarver, resident of
(A.S.) Newark, on the joyous occasion of her 100th Birthday Celebration held on Saturday,
March 21, 1992.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bv-6. Resolution recognizing and commending Reverend and Mrs. Westley L. Lee,
(A.S.) Pastor and First Lady of Ebenezer Baptist Church, on the occasion of an Appreciation
Dinner held in their honor to be held on April 11, 1992 at Reflections in Hillside,
N.J.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-bv-7. Resolution recognizing and commending Octavio F. Valente on the distinguished
(A.S.) occasion of his retirement from the City's Department of Engineering after 31
years of dedicated and professional service.**

March 18, 1992

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bw.
(A.S.)** **Resolution appointing Tanson Boyd, Jr., for a term commencing March 18, 1992 and ending March 18, 1993, as a Constable of Newark.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bx.
(A.S.)** **Resolution approving Constable Bond in the amount of \$1,000. issued to Reginald Jackson, as to form, amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-by.
(A.S.)** **Resolution approving Constable Bond in the amount of \$1,000. issued to Hassan Arbubakrr, as to form, amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-bz.
(A.S.)** **Resolution encouraging the City Administration to consider hiring senior citizens from Douglas Harrison Apartments to maintain the property at Douglas Harrison Park.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-ca.
(A.S.)** **Resolution authorizing Mayor and Acting Director of Development to submit an amended application to State of New Jersey Department of Community Affairs Neighborhood Preservation Balanced Housing Program, on behalf of New Community Corporation/New Community Estates, for purpose of decreasing application amount from \$1,298,000. to \$909,600., for 56 low income rental units to be located on Bergen Street, Camden Street and Fairmount Avenue between Fourteenth Avenue and Fifteenth Avenue.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

**7-R-cb.
(A.S.)** **Resolution authorizing Mayor and Acting Director of Development to submit an amended application to State of New Jersey Department of Community Affairs Neighborhood Preservation Balanced Program, on behalf of Prince Hall Urban Renewal Development Corporation/E.T. Bowser Complex, for purpose of decreasing application amount from \$670,084.50 to \$375,000., for 21 low and 19 moderate units, to be located at 183-207 Irvine Turner Boulevard, Tax Block 2567, Lots 10 and 50.**

(Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

March 18, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-cc.
(A.S.)

Resolution authorizing Acting Director of Development to execute and enter into Memorandum of Understanding with Robert and Brenda Taylor, 116 Richelieu Terrace, Newark, New Jersey, for development of a 5,000 square foot laundromat and commercial space building, on property located at 636-642 Dr. Martin Luther King Jr. Boulevard, Tax Block 113, Lots 6 and 7. (Central Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-cd.
(A.S.)

Resolution ratifying and authorizing Business Administrator to execute contract with Blue Cross/Blue Shield of New Jersey, for provision of Prescription Plan Services (\$1.50 co-payment) to all eligible active employees and certain retirees, and as previously determined by arbitration proceeding and through labor negotiations, for period March 1, 1992 and terminating July 31, 1993; cost for remainder of current fiscal year shall not exceed \$2,750,000., or \$275,000. per month; maximum dollar amount to be expended shall not exceed \$4,675,000. for the 17-month period, cost of continuing to provide this benefit during subsequent years shall be contingent upon appropriation of budget funds for those years. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(m))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-ce.
(A.S.)

Resolution authorizing Business Administrator and Director of Finance to request Director of Local Government Services, Department of Community Affairs, to exempt the City from State Fiscal Year and to permit its continued use of the calendar year as its Fiscal Year.
(July 1, 1991 to June 30, 1992)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

7-R-cf.
(A.S.)

Temporary emergency resolution appropriating \$115,000., Department of Health and Human Services, Division of Community Health, Services by Contract or Agreement; said funds shall be provided in 1992 Budget. (To provide funds to contract the pharmaceutical services)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Member Rice.

Absent: Council Member Carrino.

- 7-R-cg.
(A.S.)** **Resolution authorizing transfer of reserve funds from various departments and divisions; pursuant to N.J.S.A. 40A:4-59.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Member Rice.

Absent: Council Member Carrino.

- 7-R-ch.
(A.S.)** **Resolution appropriating Temporary Appropriations, totalling \$24,046,295., prior to adoption of 1992 Operating Budget of the City of Newark. (To provide funds for period April 1, 1992 until adoption of the 1992 Budget)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 7-R-ci.
(A.S.)** **Resolution establishing Temporary Appropriations for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility, totalling \$1,802,722. (To provide funds for period April 1, 1992 until adoption of the 1992 Budget)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Villani, President Tucker.

No: Council Member Martinez.

Not Voting: Council Member Rice.

Absent: Council Member Carrino.

- 7-R-cj.
(A.S.)** **Resolution supporting Newark's School of Fine Industrial Arts proposal to phase out the Newark Board of Education's funding over a four year period.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

MOTIONS.

- 7-M-a.** **A MOTION URGING THE CITY ADMINISTRATION TO REVIEW AND APPROVE THE YOUTH DEVELOPMENT CLINIC APPLICATION FOR HCDA AMENDED FUNDS IN THE AMOUNT OF \$39,000.,**
was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-M-b.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CHARLES COLLINS**
was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-M-c. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. RITA T. WEST, BELOVED WIFE OF FORMER NEWARK COUNCILMAN-AT-LARGE CALVIN D. WEST** was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-d. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES MORRISON** was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-e. **A MOTION RECOGNIZING AND COMMENDING UNITED STATES SENATOR FRANK LAUTENBERG AND MR. E. JAMES FREELAND, PRESIDENT AND CHAIRMAN OF THE BOARD OF PUBLIC SERVICE ENTERPRISE GROUP ON BEING CITED AS DISTINGUISHED CITIZENS BY THE NEW JERSEY AFL-CIO FOR THEIR OUTSTANDING DEDICATION TO LABOR AND THE STATE'S POSITIVE ECONOMIC GROWTH** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-f. **A MOTION RECOGNIZING AND COMMENDING SCOUTMASTER SOLOMON RANSOM OF B.S.A. TROOP #152 OF NEWARK'S PILGRIM BAPTIST CHURCH UPON RECEIVING THE "WHITNEY M. YOUNG, JR. SERVICE AWARD" BY THE ESSEX COUNCIL OF THE BOY SCOUTS OF AMERICA** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-g. **A MOTION RECOGNIZING AND COMMENDING MR. CHARLES CUMMINGS, AN ASSISTANT DIRECTOR OF THE NEWARK PUBLIC LIBRARY ON BEING CITED BY THE WASHINGTON COMMONS DEVELOPMENT CORPORATION FOR DISTINGUISHED COMMUNITY SERVICE FOR HIS INVALUABLE CONTRIBUTIONS TOWARDS THE DEVELOPMENT OF THE CITY'S HISTORICAL JAMES STREET DISTRICT** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-h. **A MOTION RECOGNIZING AND COMMENDING THE PRUDENTIAL FOUNDATION OF THE PRUDENTIAL INSURANCE CORPORATION OF AMERICA FOR ITS GENEROUS \$20,000 GRANT TOWARDS THE NEWARK ARTISTS IN THE SCHOOLS PROJECT FOR THE 1991-1992 ACADEMIC YEAR** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-i. **A MOTION COMMENDING MS. MICHELLE HOLLAR-GREGORY ON BEING APPOINTED NEWARK CITY CORPORATION COUNSEL BY MAYOR JAMES** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-M-j. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BERTHA HOLMES BROWN OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-k. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GEORGE F. LUBERTAZZA OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-l. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HENRY CARTER OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-m. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY HUGHEY OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-n. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARTHA WHITTAKER OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-o. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LESTER WILLIAMS OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-p. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ALICE TOLER TILLMAN OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-q. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN R. BERNARD OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-M-r.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BEATRICE PERRY OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-s.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. EDWARD JOHNSON OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-t.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JOSEPHINE C. DUNCAN OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-u.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. OSCAR L. BATTLE, SR., OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-v-1.** **A MOTION RECOGNIZING AND COMMENDING MR. & MRS. MICHAEL JAMES, PROPRIETORS OF THE PALATE PLEASURE CATERERS, INC., ON BEING CITED FOR DISTINGUISHED COMMUNITY SERVICE BY THE WASHINGTON COMMONS DEVELOPMENT CORPORATION, AN AFFILIATE OF RENAISSANCE NEWARK, INC.** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-v-2.** **A MOTION RECOGNIZING AND COMMENDING MS. SUSAN BEDELL OF NEWARK, ON BEING CITED FOR DISTINGUISHED COMMUNITY SERVICE BY THE WASHINGTON COMMONS DEVELOPMENT CORPORATION, AN AFFILIATE OF RENAISSANCE NEWARK, INC.** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-w.** **A MOTION RECOGNIZING AND COMMENDING MR. MAXIE JOHNSON, ASSISTANT CHIEF OF BUILDINGS, AS THE CITY'S EMPLOYEE OF THE MONTH OF FEBRUARY FOR EXEMPLARY SERVICE TO GOVERNMENT** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-x.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JULIA ACS, OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-M-y.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FRANK HOLMES, SR. OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-z.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. DORA BURCHER OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-ba.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. DOROTHY REEVES OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-bb.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ARTHUR L. PRINCE OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-bc.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LOUIS A. ROMERO OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-bd.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. JULIA L. WILLIAMS OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-be.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NICK ADAMS OF NEWARK, A RETIRED NEWARK POLICE OFFICER** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-bf.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CARRIE ESTELLE THOMPSON OF ORANGE** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-M-bg. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM KENNEDY, JR. OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-bh. **A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO ASSIGN THE APPROPRIATE AGENCY TO REMOVE THE LITTER AND DEBRIS FROM THE STREETS AND SIDEWALKS EAST OF ROME STREET TO THE RAILROAD - FROM WILSON AVENUE TO HAWKINS STREET** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-bi. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RUSSELL V. ORLANDO** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-bj. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. AGNES ENTRABARTOLO** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-bk. **A MOTION REQUESTING THE LAW DEPARTMENT TO PREPARE AN ORDINANCE REQUIRING THOSE WHO SEEK BUILDING PERMITS FROM THE CITY TO OPERATE PRIVATE DANCE HALLS OR CLUBS TO PROVIDE THE FOLLOWING INFORMATION PRIOR TO RECEIVING THE SAME: HOW MANY MEMBERS DOES THE ORGANIZATION HAVE? IS THERE ON-SITE PARKING AVAILABLE? HOW MANY EMERGENCY EXITS ARE THERE AT THE FACILITY? WHAT TYPE OF SECURITY IS AVAILABLE? THE NUMBER OF SPRINKLERS WITHIN THE FACILITY AND SO FORTH** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.
- 7-M-bl. **A MOTION ONCE AGAIN RE-AFFIRMING ITS OPPOSITION TO ANY PLANS BY THE PASSAIC VALLEY SEWERAGE COMMISSIONERS TO CONSTRUCT A SLUDGE INCINERATOR IN THE CITY OF NEWARK FURTHER, SENDING COPIES OF CORRESPONDENCE INDICATING ITS OPPOSITION, TO THE MEMBERS OF THE IRONBOUND COMMITTEE AGAINST TOXIC WASTE** was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

March 18, 1992

- 7-M-bm. A MOTION COMMENDING THE PROJECT PRIDE BOARD OF DIRECTORS FOR THEIR MANY YEARS OF OUTSTANDING SERVICE TO THE YOUTH AND EDUCATIONAL PROGRAMS HELD IN THE CITY OF NEWARK, NEW JERSEY was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

- 7-M-bn. A MOTION APPLAUDING THE OVERWHELMING VOTE OF CONFIDENCE ACCORDED PRESIDENT F. W. DEKLERK'S NATIONAL PARTY APPROVAL TO NEGOTIATE WITH THE AFRICAN NATIONAL CONGRESS AND THE CONVENTION FOR A DEMOCRATIC SOUTH AFRICA (CODESA) TO END WHITE-MINORITY RULE IN SOUTH AFRICA was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Grant, received February 27, 1992, enclosing proposed, "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a One-Way Street."

(North Ward)

(Adding:

Kearny Street, eastbound, between Garside Street and Summer Avenue.

Deleting:

Kearny Street, eastbound, between Garside Street and Broadway.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion directing the City Clerk to place this ordinance on the April 1, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 8-b. The City Clerk presented Communication from Business Administrator Grant, received March 5, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the titles of Dietitian, Part-time and Senior Clerk, Part-time in the Department of Health and Human Services)."

(Dietitian, Part-time

(20 Hours) (1) 1/1/92 \$13,520.00 - \$13,520.00

(Senior Clerk, Part-time

(20 Hours) (1) 1/1/92 8,840.00 - 8,840.00)

(Creating two Part-time titles in Department of Health and Human Services to provide for immunization services for WIC. Title funded by a \$25,000. grant from Johnson & Johnson. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

March 18, 1992

A motion directing the City Clerk to place this ordinance on the April 1, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole.

Council Member Martinez, through the Chair, directed the City Clerk to correspond with the Law Department requesting to review the wording for position ordinances where one position is being created and the old position is being abolished to see if there is a way to address this without it appearing that a new position is being created.

The motion was adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

8-c.

The City Clerk presented **Communication from Business Administrator Grant, received March 5, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Supervisor of Data Processing Operations and abolish Data Processing Coordinator in the Municipal Courts)."**

(Supervisor of Data Processing Operations

(35 Hours) 1/1/91 \$35,809.21 - \$43,161.02)

(Creating new title and abolishing old in Municipal Courts which more appropriately describes duties and responsibilities of employee serving in title. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 1, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

8-d.

The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received March 10, 1992, nominating, subject to confirmation, Ms. Maritza Torres Falu, Esq., 313 Seventh Avenue, Newark, New Jersey, 07104, as a Member of the Mayor's Commission on the Status of Women, for period March 4, 1992 to March 3, 1995.**

(Copy of communication submitted to each Member of the Council)

(Ms. Maria Vizcarronda-DeSoto resigned.)

(Ms. Falu met with the Council March 17, 1992)

A motion to confirm the appointment of Ms. Maritza Torres Falu was made by the Council of the Whole.

President Tucker: Will the Council confirm the nomination?

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: This appointment is confirmed.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

March 18, 1992

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from February 27, 1992 to March 10, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Polish Falcons of America	10642

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Confraternity of Saint Rosa Lima Church	10605 (Amended)
Combined Societies of Saint Patrick's	10640
North Ward Center, Inc.	10641
Catholic Community Services/Mount Carmel Guild	10643
Saint Francis Xavier Home School Association	10644
Blessed Sacrament Home School Association	10645
Foundation for Servicing Children and Young Adults	10646

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent: Council Member Carrino.

This meeting adjourned at 9:40 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, Third Floor, City Hall, Newark, New Jersey at 12:55 P.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Grant, Harris, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Branch, Carrino, Martinez.

City Clerk Marasco read letter dated March 19, 1992, from Council President Tucker, calling a special meeting of the Municipal Council for Tuesday, March 24, 1992, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Third Floor, Room 304, City Hall, Newark, to consider the following legislation:

(Council Member Carrino arrived 12:59 P.M.)

Resolution authorizing Director of Finance to purchase Ecolizers from Akbar Muhammad, Environmental Controls, Inc., 6718 Turina Road, Las Vegas, Nevada 89102, to be used on municipal fleet vehicles to reduce pollution and fuel consumption, for total cost of \$9,823.50. (Purchase exempt from public bidding pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-3.)

Resolution ratifying and authorizing Mayor and Business Administrator to execute Labor Agreement on behalf of City of Newark with Newark Council No. 21, Newark Chapter, New Jersey Civil Service Association, for period January 1, 1992 through December 31, 1994. (Resolution 7-R-f deferred March 18, 1992)

Resolution ratifying and authorizing Mayor and Business Administrator to execute Labor Agreement with American Federation of State, County and Municipal Employees (AFSCME), Local 2297 (Supervisors), for period January 1, 1991 to December 31, 1993. (Resolution 7-R-g deferred March 18, 1992)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on March 19, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S)

Resolution authorizing Director of Finance to purchase Ecolizers from Akbar Muhammad, Environmental Controls, Inc., 6718 Turina Road, Las Vegas, Nevada 89102, to be used on municipal fleet vehicles to reduce pollution and fuel consumption, for total cost of \$9,823.50. (Purchase exempt from public bidding pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-3.)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Branch, Carrino, Martinez.

(Council Member Carrino arrived 12:59 P.M.)

7-R-b. (S)

Resolution ratifying and authorizing Mayor and Business Administrator to execute Labor Agreement on behalf of City of Newark with Newark Council No. 21, Newark Chapter, New Jersey Civil Service Association, for period January 1, 1992 through December 31, 1994.

(Copy of resolution and correspondence submitted to each Member of the Council)

March 24, 1992

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Branch, Martinez.

7-R-c. (S)

**Resolution ratifying and authorizing Mayor and Business Administrator to execute Labor Agreement with American Federation of State, County and Municipal Employees (AFSCME), Local 2297 (Supervisors), for period January 1, 1991 to December 31, 1993.
(Copy of resolution and correspondence submitted to each Member of the Council)**

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Branch, Martinez.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Members Branch, Martinez.

This meeting adjourned at 1:10 P.M.

Newark, New Jersey, March 26, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 11:00 A. M.

City Clerk Marasco called the meeting to order at 11:30 A. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read letter dated March 24, 1992, from Council President Donald Tucker, calling for a special meeting of the Municipal Council for Thursday, March 26, 1992, at 11:00 A. M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Korn Dru Academic Sports Camp LTD, for provision of recreational services to the youth and adults of City of Newark, for period January 1, 1992 through December 31, 1992, in amount of \$100,000....

Resolution to award contract to Hydro Group Inc., \$525,825., replacement of filter media at Pequannock Water Treatment Plant.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was disseminated on March 24, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence, the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day.'"

City Clerk Marasco stated this meeting is rescheduled to Tuesday, March 26, 1992, at 11:00 A. M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

This meeting adjourned at 11:32 P. M.

APPROVED:



Robert P. Marasco

City Clerk

Newark, New Jersey, March 31, 1992

An adjourned meeting of a special meeting scheduled for March 26, 1992 of the Municipal Council of the City of Newark, New Jersey, was rescheduled to the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 11:00 A. M.

City Clerk Marasco called the meeting to order at 11:30 A. M.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco read letter dated March 24, 1992, from Council President Donald Tucker, calling for a special meeting of the Municipal Council for Thursday, March 26, 1992, at 11:00 A. M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Korn Dru Academic Sports Camp LTD, for provision of recreational services to the youth and adults of City of Newark, for period January 1, 1992 through December 31, 1992, in amount of \$100,000....

Resolution to award contract to Hydro Group Inc., \$525,825., replacement of filter media at Pequannock Water Treatment Plant.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was disseminated on March 24, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

City Clerk Marasco citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, the President, or in his absence, the Clerk or his designee, may thereupon adjourn the meeting until the next day, unless by unanimous agreement, those Members present select another hour or day.'"

City Clerk Marasco stated these items will be considered at the regular meeting of April 1, 1992.

This meeting adjourned at 11:32 P. M.

APPROVED:



Robert P. Marasco

City Clerk

Spec. Mtg., 3-31-92

Newark, New Jersey, April 1, 1992

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:37 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Benjamin Piazzzi, St. Francis Xavier Church.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Marilyn Williams, Intergovernmental Liaison Joseph Bradley, Legislative Research Officer Tom Jones, Public Relations Consultants Delores Wheat and Harold Edwards and Lieutenant Archibald Davison, Lieutenant Edward Adleman, Detective Joseph Towe and Detective Peter Gavin, Sergeants-At-Arms.
Absent: Council Members Carrino, Martinez.

(Council Member Carrino arrived 1:40 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231 Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on March 27, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

(Council Member Carrino arrived 1:40 P.M.)

A motion to allow Mr. Curtis Grimsley to be heard under "Hearings of Citizens" at this time was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

6-HC-a. **MR. CURTIS GRIMSLEY, 36 POE AVENUE, NEWARK, NEW JERSEY, PRESIDENT, LOCAL 617,** addressed the Municipal Council with respect to contract negotiations for school crossing guards.

Council Member Bradley, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Mr. Grimsley and forward to Business Administrator Grant for his attention and necessary action.

There was a lengthy discussion held by the Members of the Municipal Council.

7-M-a. **A MOTION URGING THE ADMINISTRATION TO IMMEDIATELY COMMENCE DISCUSSIONS WITH LOCAL 617 TO RESOLVE THE LABOR DISPUTES WITH THE NEWARK SCHOOL CROSSING GUARDS IN ORDER TO PROVIDE UNINTERRUPTED PROTECTION FOR OUR SCHOOL CHILDREN** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

April 1, 1992

A motion to allow Ms. Mae Bell to be heard under "Hearings of Citizens" was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 6-HC-b.** **MS. MAE BELL, ONE BRANCH BROOK PLAZA, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council thanking them for allowing her to participate in the "Council President for a Day".

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a.** The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of City of Newark, held February 20, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 4-b.** The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held February 20, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 4-c.** The City Clerk presented **Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held March 2, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a.** The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-Way Street) (East Ward)**
(Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

April 1, 1992

- 6-F-b. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, by adding thereto Dickerson Street as a Through Street. (Central Ward)
(Dickerson Street
Between Roseville Avenue and Norfolk Street
Between First Street and Norfolk Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 6-F-c. The City Clerk read An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turns at Market Street and McCarter Highway. (East Ward)
(West on Market Street to south on McCarter Highway)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 6-F-d. The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a One-Way Street.
(North Ward)
(Adding:
Kearny Street, eastbound, between Garside Street and Summer Avenue.

Deleting:
Kearny Street, eastbound, between Garside Street and Broadway.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

President Tucker directed the City Clerk to invite Mayor James to meet with the Council at a future special conference to discuss Department Heads not appearing before the Municipal Council at pre-meeting and special conferences.

A motion requesting a two-minute recess, at this time (1:50 P.M.), was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

April 1, 1992

- 6-F-e. The City Clerk read **An ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the titles of Dietitian, Part-time and Senior Clerk, Part-time in the Department of Health and Human Services).**

(Dietitian, Part-time
(20 Hours) (1) 1/1/92 \$13,520.00 - \$13,520.00

(Senior Clerk, Part-time
(20 Hours) (1) 1/1/92 8,840.00 - 8,840.00)

(Creating two Part-time titles in Department of Health and Human Services to provide for immunization services for W.C. Title funded by a \$25,000. grant from Johnson & Johnson. Represented by Newark Council 21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 6-F-f. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Supervisor of Data Processing Operations and abolish Data Processing Coordinator in the Municipal Courts).**

(Supervisor of Data Processing Operations
(35 Hours) 1/1/91 \$35,809.21 - \$43,161.02)

(Creating new title and abolishing old in Municipal Courts which more appropriately describes duties and responsibilities of employee serving in title. Represented by Newark Council 21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

A motion to consider Item 8-d on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 6-F-g. The City Clerk read **An ordinance approving a change in the mortgage documents for the sale of 19-29 Ross Street, Block 3752, Lot 38, to New Zion Revival Temple.**
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 15, 1992.

April 1, 1992

A motion to consider Item 8-f (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

6-F-h.
(A.S.)

The City Clerk read A Bond Ordinance transferring \$25,000. from the General Surplus Fund and appropriating said amount of for new projects as authorized herein to be undertaken in and by the City of Newark, County of Essex, State of New Jersey.

(Acquisition for office equipment for Municipal Courts)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on April 15, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Mount Vernon Place and Mountainview Place.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Mount Vernon Place- Both sides
From Sanford Avenue to Irvington Town Line

Mountainview Place-Both sides
From Sanford Avenue to the Irvington Town Line

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on Mount Vernon Place and Mountainview Place at the curbside space between posted signs bearing the legend "No Parking At Any Time". This area shall also be designated as a "Tow Away Zone."

April 1, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Council Member Rice, through the Chair, directed the City Clerk to communicate with Director of Engineering Zach reminding him that signs should have a red background with white letters, "Tow Away Zone".

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Municipal Parks Superintendent in the Department of Engineering)

(Creating new title in Department of Engineering which more accurately describes duties and responsibilities of employee serving in title and abolishing old title. Fiscal impact approximately \$300. year. Represented by Newark Council #21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefore," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
4586 (35 Hrs.)

SECTION 2. Section 1 of aforementioned ordinance be further amended to abolish the following title:

POSITION

Municipal Parks Superintendent
6775 (40 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

April 1, 1992

STATEMENT

At the request of the Director of Engineering, the title of "Executive Assistant" is being created because it more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Municipal Parks Superintendent".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan and the Feasibility of Relocation for the Lower Clinton Hill Urban Renewal Project N.J. R-38 (Tenth Amendment)

WHEREAS, the Municipal Council of the City of Newark, New Jersey, has heretofore, by Ordinance 6S & FA, adopted December 20, 1961; Ordinance 6S & Fe, adopted April 7, 1965; Resolution 7RBB, adopted December 7, 1966; Resolution 7RR, adopted November 24, 1970; Resolution 7RCB adopted March 21, 1973; Resolution 7RH, adopted September 5, 1973; Ordinance 6S & FD, adopted June 2, 1982; Ordinance 6S & FF, adopted December 5, 1984; Ordinance 6S & FB adopted June 7, 1989, and Ordinance 6S & FB adopted January 23, 1991, approved an Urban Renewal Plan and Amendments thereto for the Lower Clinton Hill Urban Renewal Project (N.J. R-38); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark, have considered and approved an additional amendment to said Urban Renewal Plan, said amendments consisting of: The Northerly portion of City Block 3026, bounded by Osborne Terrace on the West, Clinton Avenue on the North, and Hedden Terrace on the East, has been amended from diverse land uses to Residential-High Density. This is reflected on URP Map No. 2, Land Use Map; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its report and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the report and recommendations of the planning body; and

WHEREAS, it has heretofore been found and determined by Resolution 7Ru, adopted June 7, 1961, that the project area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed or national origin;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Tenth Amendment of the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

Section 4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan can not be achieved through rehabilitation of the Project Area.

Section 5. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

Section 6. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

Section 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT OF PURPOSE

This Ordinance will provide needed amendment to the existing Urban Renewal Plan (which is the Redevelopment Plan for this area), for the purpose of improving the area, consistent with the needs of the area as well as the needs of the community as a whole:

The Northerly portion of City Block 3026, bounded by Osborne Terrace on the West, Clinton Avenue on the North, and Hedden Terrace on the East, has been amended from diverse land uses to Residential-High Density. This is reflected on URP Map No. 2, Land Use Map.

April 1, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing on the ordinance, as advertised, was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

A motion to amend the ordinance by correcting Section 4 to read, "That it is hereby found and determined that the objectives of the amended Urban Renewal Plan can be achieved through rehabilitation of the Project Area", was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

The City Clerk: This ordinance, as amended, will be taken up for further consideration for final passage at a meeting of the Municipal Council to be held on April 15, 1992, at which time and place all persons who may be interested in the amendment to the ordinance will be given an opportunity to be heard concerning the same.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 1127, Lot 80.02, more commonly known as 213 Malvern Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 1127, Lot 80.02 more commonly known as 213 Malvern Street have requested the City of Newark to grant tax abatement pursuant to the State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Antonio and Dulce Duarte and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$2,200.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

April 1, 1992

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligations to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to execution of the financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 213 Malvern Street, Block 1127, Lot 80.02.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absert. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

April 1, 1992

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 581, Lot 32, more commonly known as 309-311 Parker Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 581, Lot 32 more commonly known as 309-311 Parker Street have requested the City of Newark to grant tax abatement pursuant to the State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified Jorge M. and Arlindo Batista and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$1,800.00

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

April 1, 1992

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to execution of the financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for properties located at 309-311 Parker Street, Block 581, Lot 32.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 2020, Lot 14.13, more commonly known as 41-43 Lexington Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 2020, Lot 14.13 more commonly known as 41-43 Lexington Street have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

April 1, 1992

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified as Fernando and Maria DaCunha and granting five (5) years tax abatement for the qualified residential property.
2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$2,000.00
3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.
4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from the obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.
5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.
6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.
7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.
8. The applicants are required to pay any outstanding taxes and water and sewer charges prior to execution of the financial agreement.
9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.
10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for property located at 41-43 Lexington Street, Block 2020, Lot 14.13.

April 1, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph S, & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 1969, Lot 26, more commonly known as 273-275 Second Avenue, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 1969, Lot 26 more commonly known as 273-275 Second Avenue have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified as Jorge and Maria Silva and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$2,040.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

April 1, 1992

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from the obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay any outstanding taxes and water and sewer charges and must submit one additional proof of residency prior to execution of the financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for property located at 273-275 Second Avenue, Block 1969, Lot 26.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

April 1, 1992

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structure, more specifically identified on the Official Tax Map as Block 600, Lot 30, more commonly known as 588-594 North 3rd Street (a/k/a 165 First Avenue), for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 600, Lot 30 more commonly known as 588-594 No. Third Street (a/k/a 165 First Avenue) have requested the City of Newark to grant tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners more specifically identified as Sabino Jose Gil and Ligia Gil and granting five (5) years tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement said total being in the amount of \$2,770.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from the obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

April 1, 1992

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges and liens prior to execution of the financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement for property located at 588-594 No. Third Street, (a/k/a 165 First Avenue) Block 600, Lot 30.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 24, Transportation, Chapter 2, Autocabs, Limousine and Livery Service, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding subsections requiring owners and operators of autocabs to provide child safety restraint systems in their vehicles and providing for penalties for violations thereof).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 24, Transportation, Chapter 2, Autocab, Limousine and Livery Service, Section 8, Minimum Qualifications, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to add subsection (i) as follows:

24:2-8. Minimum qualifications.

No autocab license or driver's license shall be issued or renewed unless the applicant:

(i) Furnishes proof to the Manager of the Division that he has adequately provided for the safety of children under the age of five (5) years, who may be passengers in an autocab owned or operated by him. In the case of an autocab fleet, such proof shall consist of a written policy or posted notice at the base of operation and in all fleet autocabs, conspicuous to drivers, setting forth that prior to the operation of the autocab, children eighteen (18) months of age or younger, who are passengers in an autocab, shall be placed in a federally approved child restraint seat; and children over the age of eighteen (18) months, but under the age of five (5) years, must be placed in a car seat if riding in the front seat of an autocab, or in a lap and/or lap and shoulder harness seat belt if riding in the rear seat of an autocab. An autocab fleet must at all times keep and maintain, in fleet vehicles or at the base of operation, a total number of federally approved seats equal to 25% of the number of licensed autocabs in its fleet, which shall be available at all times for use by drivers of fleet autocabs. In the case of an independent owner, proof must be furnished to the Manager of the Division that he keeps and maintains a federally approved car seat in the passenger compartment or trunk of the licensed autocab at all times for use in accordance with this section and subsection (c) of 24:2-13.

Section 2. Title 24, Transportation, Chapter 2, Autocabs, Limousine and Livery Service, Section 13, Autocab rules and regulations; safety requirements, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to add subsection (c) as follows:

24:2-13. Autocab rules and regulations; safety requirements.

(c) No person shall operate an autocab in which a child five (5) years of age or younger is a passenger unless the following is complied with:

1. a child eighteen (18) months of age or younger is in a car seat regardless of whether such child is in the front or rear seat;

2. a child over eighteen (18) months of age, but less than five (5) years, is in a car seat if a front seat passenger, or is in a lap and/or lap and shoulder harness seat belt if a rear seat passenger.

Section 3. Title 24, Transportation, Chapter 2, Autocabs, Limousine and Livery Service. Section 24, Civil penalties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to add subsection (d) as follows:

April 1, 1992

24:2-24. Civil penalties.

(d) Any autocab owner or driver violating the provisions of this Ordinance shall be subject to a monetary penalty of not less than \$25.00, nor more than \$250.00 and/or suspension or revocation of his autocab license.

Section 4. Any and all Ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 5. This Ordinance shall take effect ninety (90) days after final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance amends several sections of N.R.O. 24:2-1 et seq. by requiring owners and operators of autocabs to provide child safety restraint systems in their vehicles and providing for penalties for violations thereof.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. KENNEDY WILSON, DIRECTOR, HIGHWAY AND TRAFFIC SAFETY, ESSEX COUNTY, addressed the Members of the Municipal Council supporting the passage of this legislation and Ordinance 6-Ph, S & F-j on this agenda.

MR. MICHAEL SHERMAN, DIRECTOR, OFFICE OF HIGHWAY SAFETY, ATLANTIC COUNTY, addressed the Members of the Municipal Council supporting the passage of this legislation and Ordinance 6-Ph, S & F-j on this agenda.

Mr. Kennedy presented President Tucker and Council Member Rice with child safety seats.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

President Tucker: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 24, Transportation, Chapter 1, Taxicabs, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By adding subsections requiring owners and operators of taxicabs to provide child safety restraint systems in their vehicles and providing for penalties for violations thereof)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 24, Transportation, Chapter 1, Taxicabs, Section 10, Minimum Qualifications, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to add subsection (g) as follows:

24:1-10. Minimum qualifications.

No taxicab driver's license shall be issued or renewed unless the applicant therefore:

(g) Furnishes proof to the Manager of the Division that he has adequately provided for the safety of children under the age of five (5) years, who may be passengers in a taxicab owned or operated by him. In the case of a taxicab fleet, such proof shall consist of a written policy or posted notice at the base of operation and in all fleet taxicabs, conspicuous to drivers, setting forth that prior to the operation of the taxicab, children eighteen (18) months of age or younger, who are passengers in a taxicab, shall be placed in a federally approved child restraint seat; and children over the age of eighteen (18) months, but under the age of five (5) years, must be placed in a car seat if riding in the front seat of a taxicab, or in a lap and/or lap and shoulder harness seat belt if riding in the rear seat of a taxicab. A taxicab fleet must at all times keep and maintain, in fleet vehicles or at the base of operation, a total number of federally approved seats equal to 25% of the number of licensed taxicabs in its fleet, which shall be available at all times for use by drivers of fleet taxicabs. In the case of an independent owner, proof must be furnished to the Manager of the Division that he keeps and maintains a federally approved car seat in the passenger compartment or trunk of the licensed taxicab at all times for use in accordance with this section and subsection (a) of 24:1-8.

Section 2. Title 24, Transportation, Chapter 1, Taxicabs, Section 18, Safety requirements, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to add subsection (a) as follows:

24:1-8. Safety requirements.

(a) No person shall operate a taxicab in which a child five (5) years of age or younger is a passenger unless the following is complied with:

1. a child eighteen (18) months of age or younger is in a car seat regardless of whether such child is in the front or rear seat;

2. a child over eighteen (18) months of age, but less than five (5) years, is in a car seat if a front seat passenger, or is in a lap and/or lap and shoulder harness seat belt if a rear seat passenger.

Section 3. Title 24, Transportation, Chapter 1, Taxicabs, Section 5, Civil penalties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to add subsection (e) as follows:

24:1-54. Civil penalties.

(e) Any taxicab owner or driver violating the provisions of this Ordinance shall be subject to a monetary penalty of not less than \$25.00, nor more than \$250.00 and/or suspension or revocation of his taxicab license.

April 1, 1992

Section 4. Any and all Ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 5. This Ordinance shall take effect ninety (90) days after final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance amends several sections of N.R.O. 24:1-1 et seq. by requiring owners and operators of taxicabs to provide child safety restraint systems in their vehicles and providing for penalties for violations thereof.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertise in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for the acquisition of a Police Radio System and Related Equipment by the City of Newark, in the County of Essex, New Jersey, appropriating \$1,100,000. including \$749,811.45 from the Capital Surplus Fund therefor and authorizing the issuance of \$333,500. bonds or notes of the town for financing part of the cost thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Government Services)

(Public Hearing Closed)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

Council Member Grant, through the Chair, directed the City Clerk to invite Business Administrator Grant and Police Director Celester to meet with the Council at its April 14, 1992 pre-meeting conference to discuss same.

April 1, 1992

6-S & F-l.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Administrative Analyst in the Department of Administration).

(Supervising Administrative Analyst (1) 1/1/91 \$37,515.10 - \$45,234.29 (35 Hours))

(Creating new title in Department of Administration for a person presently serving in another title. Old title is common title. Funds presently available in Business Administrator's budget from vacant title. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street. (West Ward)

(Kerrigan Boulevard and Ivy Street: stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

6-S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street. (Central Ward)

(18th Avenue and South 20th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

April 1, 1992

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street. (Central Ward)

(19th Avenue and South 19th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

6-S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street. (East Ward)

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

Council Member Rice, through the Chair, directed the City Clerk to communicate with residents of these areas informing them of the general process for installing stop signs and traffic signals.

Council Member Harris, through the Chair, directed the City Clerk to communicate with Public Relations Consultant Harold Edwards requesting he print this information in an upcoming edition of the Municipal Council Monitor.

HEARINGS OF CITIZENS.

6-HC-a. (For remarks on this speaker, see page 1 in the minutes of this meeting)

6-HC-b. (For remarks on this speaker, see page 1 in the minutes of this meeting)

April 1, 1992

- 6-HC-c. **MR. EMANUEL FOWLEY, 51 WILLOUGHBY STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to drug problems in his community.

Council Member Bradley, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by the speaker and forward to Business Administrator Grant and Police Director Celester for their attention and necessary action.

- 7-M-b. **A MOTION REQUESTING THAT THE ADMINISTRATION INCORPORATE WITHIN THE POLICE DEPARTMENT MANUAL A STIPULATION REQUIRING ALL POLICE DISPATCHERS TO IDENTIFY THEMSELVES BY DISPATCHER NUMBER WHEN RESPONDING TO CALLS PLACED TO THE POLICE DEPARTMENT BY RESIDENTS** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villari, President Tucker.

Absent: Council Member Martinez

- 6-HC-d. **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to homelessness in the City of Newark and treatment of AIDS victims.

Mr. Philip Orlando, Program Coordinator, Newark Office on Aging, explained the bus transportation program for senior citizens.

- 6-HC-e. **MR. ISAAC JENKINS, 790 SOUTH 19TH STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council requesting assistance for tenants at 674 South 14th Street and 531 18th Avenue.

There was a lengthy discussion held by the Members of the Municipal Council.

Council Member Harris, through the Chair, directed the City Clerk to communicate with New York City Mayor David Dinkins requesting information on their process of finding absentee landlords so the City of Newark may be able to duplicate same.

- 6-HC-f. **MS. PATRICIA BRADFORD, SEVEN LAUREL PLACE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to quality education for Newark students.

- 7-M-c. **A MOTION REQUESTING THE LAW DEPARTMENT TO FILE AN AMICUS CURIAE BRIEF WITH THE NEW JERSEY SUPREME COURT ON BEHALF OF MARILYN MORHEUSER AND THE EDUCATION LAW CENTER, INC., IN SUPPORT OF FULL FUNDING FOR NEW JERSEY'S URBAN SCHOOL DISTRICTS AS MANDATED IN THE NEW JERSEY SUPREME COURT DECISION ABBOTT VS. BURKE, WHICH FUNDING INEQUITIES HAVE NOT BEEN ADEQUATELY ADDRESSED BY THE STATE'S QUALITY EDUCATION ACT OF 1990** was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villari, President Tucker.

Absent: Council Member Martinez.

A motion to consider Resolution 7-R-bh at this time was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bh. **Resolution authorizing Manager of Office of Affirmative Action to enter into Memorandum of Understanding with First Bellemead Urban Renewal Corporation, 4 Becker Farm Road, Roseland, New Jersey 07068, to ensure that First Bellemead satisfies its affirmative action obligations on property located at 1085-1131 Raymond Boulevard, a/k/a Blocks 138 and 139, Lot 1; further, requiring the entity to pay a penalty of not more than \$123,000. for failure to attain affirmative action construction goals on Phase I of the project. (East Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)

April 1, 1992

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution amending Resolution 7-R-f (S), September 11, 1990, contract with Goldman, Beale Associates and R.D. Jordan & Company, for provision of financial advice and assistance in sale of bonds and/or notes of City, for amount not to exceed \$73,000., for period August 1, 1990 to July 31, 1992... by extending contract period from August 1, 1991 to April 30, 1992, for additional amount not to exceed \$14,600., to be paid from Capital Projects as a bond cost. (Amended contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Grant, and Director of Finance Jean met with the Council March 17, 1992)
(Mr. Clifford Goldman, Goldman, Beale Associates met with the Council March 31, 1992)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-b. Resolution authorizing transfer of H.C.D.A. funds to Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-c. Resolution amending Resolution 7-R-i, January 22, 1992, ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi Center for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000., by increasing contract amount by \$30,000.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-d. Resolution ratifying and authorizing Business Administrator to enter into contract with Flavio Aguirre, 229 Montclair Avenue, Newark, New Jersey 07104, P. Delli Santi & Co., 401 Jefferson Street, Newark, New Jersey 07114, Standard Concrete Block & Supply Co., Inc., 418-440 Adams Street, Newark, New Jersey 07114, S. Cooper Brothers Trucking, Inc., 594 Orange Street, Newark, New Jersey 07107, Newark Salt Spreading & Plowing Co., Inc., 46 Paris Street, Newark, New Jersey 07105, A&A Enterprises, Inc., 76-78 Riverside Avenue, Newark, New Jersey 07104, G.L. Salt Spreading Co., P.O. Box 72, Harrison, New Jersey 07029, Donna Salting, Inc., 457 Wilson Avenue, Newark, New Jersey 07105, F. Basso, Jr. Rubbish Removal Service, 900 Passaic Avenue, East Newark, New Jersey 07029 and Grafton Construction Company, 76 Riverside Avenue, Newark, New Jersey 07104, lowest responsible bids received, to provide snow and/or sand spreading and snow plowing, for period February 1, 1992 to January 31, 1993, contract shall not exceed \$700,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

April 1, 1992

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-R-e. Resolution ratifying and authorizing Business Administrator to enter into contract with P. Lepore and Sons, Inc., 41 Mitchell Street, West Orange, New Jersey 07052, lowest responsible bidder, to provide rehabilitation of water pressure reducing valves, for period October 1, 1991 to September 30, 1992, in amount not to exceed \$200,000. (Amends contract #S2793)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-R-f. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties set forth in Schedule A, upon receipt of all documents deemed appropriate.**
(In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-R-g. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties set forth in Schedule A, upon receipt of all documents deemed appropriate.**
(In accordance with Ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-R-h. Resolution authorizing Director of Finance to issue check in amount of \$18,420.11 to Heubach, Inc., (277-95 Wright Street, 233-287 Miller Street, 60-80 Avenue B and 208-34 Poinier Street) for years 1989 and 1990; payment on interest on tax appeals; proceeds to be taken from Municipal Budget Mandatory Items-Municipal Account Code No. 011-210-2101-9537.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-R-i. Resolution authorizing Director of Finance to issue checks in amounts set forth to parties indicated in resolution; payment on interest on tax appeals; proceeds to be taken from Municipal Budget, Mandatory Items, Municipal Budget Account Code No. 011-210-2101-9537.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-R-j. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown in resolution, totalling \$102,286.72 for overpayments carried on books and records of Tax Collector by reason of County Board Judgements, Veterans Allowance, Senior Citizen Allowance, Cash Overpayments for years 1987, 1988, 1989, 1990, 1991 and 1992.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-k. Resolution authorizing Director of Finance to issue check in amount of \$16,356.91, payable to Bogar Enterprises, Inc., c/o Nancy Bogar, 303 Oswald Terrace, Vauxhall, New Jersey, for the retirement of Plenary Retail Consumption License No. 0714-33-424-004; further, authorizing Director of Finance to issue check in amount of \$3,643.09, payable to State of New Jersey, Department of Treasury, Division of Taxation, for outstanding tax liabilities, Taxpayer ID No. 003-457-250/000.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-l. Resolution authorizing Director of Finance to cancel \$552.39, outstanding water/sewer charges, interest and penalty liens on property known as 104 Hawthorne Avenue, Block 3569, Lot 126, Water Account No. 06-309-1120-00; City has foreclosed pursuant to In-Rem Foreclosure.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-m. Resolution designating reserved parking area for handicapped motorists, on Clifton Avenue - West Side, beginning 446 feet north of the northerly curbline of Park Avenue and extending 24 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-n. Resolution designating reserved parking area for handicapped motorists, on Sylvan Avenue - North Side, beginning 244 feet east of the easterly curbline of Mount Prospect Avenue and extending 22 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-o. Resolution designating reserved parking area for handicapped motorists, on North 12th Street - East Side, beginning 247 feet north of the northerly curbline of Abington Avenue and extending 19 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-p. Resolution designating reserved parking area for handicapped motorists, on Somme Street - West Side, beginning 164 feet north of the northerly curbline of Ferry Street and extending 24 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-q. Resolution designating reserved parking area for handicapped motorists, on Vincent Street - East Side, beginning 40 feet south of the dead end and extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villari, President Tucker.

Absent: Council Member Martinez.

- 7-R-r. Resolution designating reserved parking area for handicapped motorists, on Somerset Street - East Side, beginning 155 feet west of the southerly curbline of Muhammad Ali Avenue and extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (Central Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-s. Resolution designating reserved parking area for handicapped motorists, on Myrtle Avenue - East Side, beginning 25 feet north of the easterly curbline of West Market Street and extending 25 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-t. Resolution designating reserved parking area for handicapped motorists, on South 18th Street - West Side, beginning 39 feet north of the northerly curblin of 15th Avenue and extending 24 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (Central Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-R-u. Resolution authorizing Newark Housing Authority to file loan application with New Jersey Housing and Mortgage Finance Agency, for construction of 100 low-income rental units.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-R-v. Resolution amending Resolution 7-R-o, December 7, 1990, authorizing Mayor and Director of Development to execute contracts for award of Regional Contribution Agreement funds with housing sponsors of two projects, to reflect an extension of the date for the completion of affordable housing construction to December 31, 1992. (Newark Apartment Improvement Program, 110 Schuyler Avenue)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-R-w. Resolution authorizing Police Director to execute a hold harmless and indemnification agreement providing for indemnification to the City of New York for any liability which may be incurred by police officers who participate in program offered by John Jay College, to combat drug trafficking in the City of Newark.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

April 1, 1992

- 7-R-x. Resolution authorizing Acting Director of Health and Human Services to issue reward in amount of \$1,000. to citizen of record, for providing information and testimony that led to arrest and conviction of an illegal dumper on City-owned property; pursuant to Ordinance 13A:6-6.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-y. Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for and accept funds from Essex County Division of Cultural and Historic Affairs, Essex County Block Grant, in amount of \$7,500., for cultural programming throughout the City of Newark, for period July 1, 1992 through June 30, 1993.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-z. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute grant agreement with the Newark Performing Arts Corporation, Inc., to provide general operating support to New Jersey State Opera and Opera Music Theatre International, for period March 1, 1991 to December 31, 1991, in amount of \$30,112.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-ba. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with American Friends Service Committee, Inc., for provision of counseling and social services, for period May 1, 1991 to April 30, 1992, in amount of \$25,000, funds provided by H.C.D.A. Year XVII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bb. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$626,592. from Essex County Department of Citizen Services, Division on Aging, for the continuation of the Newark Nutrition Project for the Elderly's congregate meal program in the City of Newark, for period January 1, 1992 to September 30, 1992. (Older Americans Act Funds-\$626,592., 1991 Project Income (Actual Excess)-\$6,165., 1992 Project Income (Estimated)-\$72,730, In-kind Contributions (Estimated)-\$139,624., totalling-\$845,111.)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bc. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$65,847. from Essex County Department of Citizen Services, Division on Aging, for continuation of the Newark Nutrition Project for the Elderly's meals-on-wheels program in the City of Newark, for period January 1, 1992 to September 30, 1992. (Older Americans Act-\$65,847., 1991 Project Income (Actual Excess)-\$3,477., 1992 Project Income (Estimated)-\$18,182., totalling-\$87,506.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bd. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds in amount of \$253,000., from United States Department of Housing and Urban Development, for operation and rehabilitation of buildings used as emergency shelters for the homeless, for period March 1, 1992 to August 31, 1993. (H.U.D. Grant Award-\$253,000., Municipal funds - in-kind match-\$62,000., Shelter providers - in-kind match-\$139,350., Community Development Block Grant - in-kind match-\$51,650., totalling-\$506,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-be. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to accept funds and enter into contract with United States Department of Health and Human Services, in amount of \$698,461. plus the unobligated balance from prior budget periods of \$22,171. and the non-federal share of \$361,369., totalling \$1,082,001., for continued provision of health care, social services, substance abuse and mental health services to Newark's homeless population, for period November 1, 1991 through October 31, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bf. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Doreen J. Amos-Lockley, to provide clerical supportive services to the HIV Health Services Planning Council, for period April 4, 1991 through April 3, 1992, in amount of \$1,500.; to be paid from U.S. Department of Public Health Services, Division of HIV Services, Bureau of Health Resources Development Administration, pursuant to Title I HIV Emergency Relief Grant Program through the Ryan White Comprehensive AIDS Resource Emergency Act of 1990; contract awarded without competitive bidding since the amount of this contract, pursuant to N.J.S.A. 40A:11-3 will not exceed the statutory limit of \$10,300.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bg.** Resolution reinstating tax abatement of Jacques Avant (Owner of Condominium unit in a Clinton Plaza Urban Renewal Project), 111 Mulberry Street, Unit CA5N, Block 147.01, Lot 5.14; owner paid all outstanding charges, interest and penalties plus reinstatement fee and said reinstatement is recommended by the Division of Tax Abatement and Special Taxes. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bh.** Resolution authorizing Manager of Office of Affirmative Action to enter into Memorandum of Understanding with First Bellemead Urban Renewal Corporation, 4 Becker Farm Road, Roseland, New Jersey 07068, to ensure that First Bellemead satisfies its affirmative action obligations on property located at 1085-1131 Raymond Boulevard, a/k/a Blocks 138 and 139, Lot 1; further, requiring the entity to pay a penalty of not more than \$123,000. for failure to attain affirmative action construction goals on Phase I of the project. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see pages 24 and 25 in the minutes of this meeting)

- 7-R-bi.** Resolution approving Tax Abatement Application and Financial Agreement for St. James Square Housing Corporation, for construction of 22 rental units in eleven clustered two-family houses on premises commonly known as 109, 109½ Broad Street, 111-115 Broad Street, 117-119 Broad Street, 231-235, 237-239 Broadway (Block 523, Lots 1, 3, 4, 5, 51, 54, 59 and 60), granting exemption from taxation on improvements for period of 30 years from completion of project or term of mortgage held by New Jersey Housing Mortgage Finance Agency, in compliance with and subject to the provisions and conditions of N.J.S.A. 55:16-1, et seq., and in accordance with the provisions of the financial agreement; further, requiring entity to obtain Council approval on the anticipated transfer and assignment of the said tax abatement; formula is based upon 7.5% of the annual gross sheltered rent, however, neither water, sewer or garbage disposal costs are to be included as expenses in the calculation of annual gross sheltered rents. (North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council Member Harris, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bj-1.** Resolution recognizing and commending Police Officer Ulysses Whetstone.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bj-2.** Resolution recognizing and commending Police Officer Jose Montalvo.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-3. Resolution recognizing and commending Hip-Hop recording artist, "Tragedy".

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-4. Resolution recognizing and commending former State Senator Carmen Orechio upon his retirement from the State Legislature.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-5. Resolution recognizing and commending Ms. Helen Safinoski on the occasion of her retirement after 31 years of service with the Central Planning Board.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-6. Resolution recognizing and commending Farel Jean, 18 year-old Senior at Science High School, for his extraordinary talents as a member of the debate team as well as for his great achievement in capturing the prestigious Harvard National Debate Invitational Tournament Championship.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-7. Resolution recognizing and commending Newark Police Officers Joseph Conzentino and Steven Yurik, members of the North District Special Enforcement Unit, for their heroism and valor during the apprehension of several suspects involved in criminal activities.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-8. Resolution recognizing and commending Ebenezer Baptist Church located at 119-121 Camden Street on the august occasion of its 40th Anniversary celebration.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-9. Resolution recognizing and commending the award-winning "Breath of Life" Television Ministry.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-10. Resolution recognizing and commending Steve E. Minatee.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-11. Resolution recognizing and commending founder Jack Drury, the instructors and the supportive parents of the Marching 100 Drum and Bugle Corps.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-12. Resolution recognizing and commending the Members of the Bronze Shields, Inc., for their exemplary service to the City of Newark and their positive influence on our teenage population.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-13. Resolution recognizing and commending the International Youth Organization (IYO) for exemplary service to youth and community.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-14. Resolution recognizing and commending Newark city employee Albert Henry, upon his retirement.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

7-R-bj-15. Resolution recognizing and commending Willis A. Taylor, Sr.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

April 1, 1992

- 7-R-bj-16. Resolution recognizing and commending Ms. Inez Gonzalez, on the distinguished occasion of being elected as the first woman President of the Hispanic Law Enforcement Society of Essex County.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bj-17. Resolution recognizing and commending Nicole Freeman, 10-year-old student at Harriet Tubman School, on the distinguished occasion of appearing on television's "Tony Brown's Journal" as well as for being featured in an article written in the March, 1992 edition of Essence Magazine highlighting the achievements of young entrepreneurs.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bj-18. Resolution recognizing and commending Ms. Mae H. Bell on her selection as the "1992 Council President for a Day".**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bk. Resolution appointing Albert V. Visco for a term commencing April 1, 1992 and ending April 1, 1993, as a Constable of Newark.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bl. Resolution appointing Jeffrey Hedden for a term commencing April 1, 1992 and ending April 1, 1993, as a Constable of Newark.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

April 1, 1992

- 7-R-bm.
(A.S.)** Resolution authorizing Corporation Counsel and Acting Director of Development to secure legally appropriated sums from Finance Department in amount of \$75,000., funds to be deposited in Superior Court for property located at 2-10 Jones Street, Block 238, Lot 65 in the University Heights Redevelopment Area pursuant to a Court Order.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bn.
(A.S.)** Resolution authorizing Business Administrator to accept from the Drug Abuse Resistance Education Program (D.A.R.E.) a gift of a 1986 Chevrolet Sportsvan, VIN 1G8CM15Z4GB220572 upon execution of all documents deemed necessary by Corporation Counsel.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bo.
(A.S.)** Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Essex County College, for HR State Certification, PY 91-04-03-N, for period March 9, 1992 to April 3, 1992; total amount of contract shall not exceed \$4,800.60, for fourteen (14) participants, in one (1) cycle of four (4) weeks, ninety (90) hours; source of funding-New Jersey Department of Labor Employment and Training Administration; REACH. (Contract awarded without competitive bidding, pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(2))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bp.
(A.S.)** Resolution amending Resolution 7-R-bp (A.S.), October 16, 1991, contract with Lincoln Technical Institute, lowest responsible quote received, for Air Conditioning, Refrigeration and Heating Technology Training Program for Reach, Number PY 91-40-01-A, for six participants in an Open-Entry - Open Exit for forty weeks (1,200) hours, for period October 7, 1991 to June 30, 1992, contract shall not exceed \$58,254., by decreasing number of participants to three (3) participants and decreasing amount of money from \$58,254. to \$29,127.; all other provisions of the contract shall remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bq.
(A.S.) **Resolution amending Resolution 7-R-bm (A.S.), October 16, 1992, contract with Lincoln Technical Institute, lowest responsible quote received, for Automotive Technology Training Program for Reach, Number PY 91-40-01, for five participants in an Open-Entry Open Exit for forty weeks (1,200) hours, for period October 7, 1991 to June 30, 1992, contract shall not exceed \$47,595., by decreasing number of participants to one (1) participant and decreasing amount of money from \$38,076. to \$9,519.; all other provisions of contract shall remain unchanged.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-br.
(A.S.) **Resolution authorizing Director of Engineering to submit Municipal Recycling Tonnage Grant Application to New Jersey Department of Environmental Protection and Energy for Year 1991 and accept subsequent award.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bs.
(A.S.) **Resolution authorizing Acting Director of Health and Human Services to prohibit payment beyond regular titled salaries to all City of Newark employees engaged in all Special Events, Tournaments, Leagues, etc., funded by the City of Newark.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bt.
(A.S.) **Resolution authorizing Director of Engineering to apply for and accept grant from State of New Jersey Department of Transportation, in amount of \$300,000. for Rehabilitation of Haynes Avenue Bridge over Route 1 & 9.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bu.
(A.S.) **Resolution rescinding Resolution 7-R-bw (A.S.), February 19, 1992, entitled, "Resolution ratifying and authorizing Acting Director of Health and Human Services to enter into contract with Korn-Dru Academy, Westfield, New Jersey, to provide education and instruction in forming a Drum and Bugle Program ("Newark Marching 100") for period January 1, 1992 to December 31, 1992, at a cost not to exceed \$155,000., funds provided in 1992 Temporary Budget of Department of Health and Human Services."**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

April 1, 1992

- 7-R-bv. Resolution authorizing Business Administrator to settle Project No. 01-11-02369**
(A.S.) (304-358 Jelliff Avenue-Industrial Park Project), with United States Department of Commerce Economic Development Administration (EDA) for \$71,167., and to execute any and all documents to effect settlement, (EDA requested City return its investment in the project of approximately \$900,000. and Department of Development has negotiated in this settlement figure to close this matter out).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bw-1. Resolution recognizing and commending Walter Crawford on the distinguished**
(A.S.) occasion of his retirement from the Department of Engineering after 31 years of dedicated service.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bw-2. Resolution recognizing and commending the appointment of Louise A. Skidmore**
(A.S.) to the Board of Trustees of United Hospitals of Newark.

A motion to adopt the resolution was made by Council Member Branch seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bw-3. Resolution recognizing and commending Mr. Morris Griffith, Head Coach, Hillside**
(A.S.) High School Men's Basketball Team, on the distinguished occasion of being selected Star-Ledger Boys' Basketball "Coach of the Year".

A motion to adopt the resolution was made by Council Member Grant seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bx. Resolution posthumously recognizing and commending Mr. James**
(A.S.) West.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-by.
(A.S.)** **Resolution authorizing Director of Engineering to execute contract with The Writing Company, One Gateway Center, Newark, New Jersey 07102, for continuation of Recycling Awareness Campaign in 1992, for \$20,000., the amount of funds currently available for a term of one year from date of adoption; further, authorizing Director of Engineering to extend contract when 1992 Budget is adopted to original proposal requirement, for sum of \$62,100. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to N.J.S.A. 40A:11-5(1)(a)(ii)).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-bz.
(A.S.)** **Resolution expressing profound sorrow and regret at the passing of Leroy Highsmith.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-ca.
(A.S.)** **Resolution ratifying and authorizing Mayor and Business Administrator to execute Labor Agreement with Jersey Nurses Economic Security Organization (Public Health Nurses), for period January 1, 1991 to December 31, 1993.**

(4% for each year)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-cb.
(A.S.)** **Resolution ratifying and authorizing Mayor and Business Administrator to execute Labor Agreement with Jersey Nurses Economic Security Organization (Public Health Nurse Supervisors), for period January 1, 1991 to December 31, 1993.**

(4% for each year)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-cc.
(A.S.)** **Resolution amending Resolution 7-R-d, December 27, 1990, "Resolution approving Tax Abatement and Financial Agreement for Newark AIP (Schuyler) Housing Association, L.P., Limited Dividend, for renovation of a vacant 16 unit multi-family building for families of low income located at 287-289 Renner Avenue, Block 3607, Lot 20, also known as 110 Schuyler Avenue...."; by extending project completion time to April 1, 1994 and changing within Paragraph 8 the word "industrial" to "residential"; all other requirements shall remain unchanged.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

April 1, 1992

- 7-R-cd. Resolution ratifying and authorizing Mayor and Acting Director of Health
(A.S.) and Human Services to enter into and execute contract with Korn Dru Academic Sports Camp LTD, for provision of recreational services to youth and adults of the City of Newark, for period January 1, 1992 to December 31, 1992, in amount of \$100,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)(ii)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 7-R-ce. Resolution authorizing Director of Engineering to execute Contract 91-36,
(A.S.) Filter Media Replacement at Pequannock Water Treatment Plant, with Hydro Group, Inc., 1250 W. Elizabeth Avenue, Linden, New Jersey 07036, second lowest responsible bid submitted, in amount of \$528,825. (Low bidder, Hamilton Construction Co., was disqualified due to an incomplete proposal.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

MOTIONS.

- 7-M-a. A MOTION URGING THE ADMINISTRATION TO IMMEDIATELY COMMENCE DISCUSSIONS WITH LOCAL 617 TO RESOLVE THE LABOR DISPUTES WITH THE NEWARK SCHOOL CROSSING GUARDS IN ORDER TO PROVIDE UNINTERRUPTED PROTECTION FOR OUR SCHOOL CHILDREN.

(For action on this item, see page 1 in the minutes of this meeting)

- 7-M-b. A MOTION REQUESTING THAT THE ADMINISTRATION INCORPORATE WITHIN THE POLICE DEPARTMENT MANUAL A STIPULATION REQUIRING ALL POLICE DISPATCHERS TO IDENTIFY THEMSELVES BY DISPATCHER NUMBER WHEN RESPONDING TO CALLS PLACED TO THE POLICE DEPARTMENT BY RESIDENTS.

(For action on this item, see page 24 in the minutes of this meeting)

- 7-M-c. A MOTION REQUESTING THE LAW DEPARTMENT TO FILE AN AMICUS CURIAE BRIEF WITH THE NEW JERSEY SUPREME COURT ON BEHALF OF MARILYN MOREHEUSER AND THE EDUCATION LAW CENTER, INC., IN SUPPORT OF FULL FUNDING FOR NEW JERSEY'S URBAN SCHOOL DISTRICTS AS MANDATED IN THE NEW JERSEY SUPREME COURT DECISION ABBOTT VS. BURKE, WHICH FUNDING INEQUITIES HAVE NOT BEEN ADEQUATELY ADDRESSED BY THE STATE'S QUALITY EDUCATION ACT OF 1990.

(For action on this item, see page 24 in the minutes of this meeting)

- 7-M-d. **A MOTION COMMENDING MR. JOSEPH T. PACHANA ON THE ESTEEMED OCCASION OF HIS RETIREMENT FROM THE DEPARTMENT OF ENGINEERING AFTER 33 YEARS OF FAITHFUL AND MERITORIOUS SERVICE WITH THE CITY OF NEWARK** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-e. **A MOTION COMMENDING MR. ANTHONY F. DILIBERTI ON THE ESTEEMED OCCASION OF HIS RETIREMENT FROM THE DEPARTMENT OF ENGINEERING AFTER 23 YEARS OF FAITHFUL AND MERITORIOUS SERVICE WITH THE CITY OF NEWARK** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-f. **A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MS. HARRIETT REAVES** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-g. **A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MS. ASHLEI HUNTLEY** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-h. **A MOTION SUPPORTING SENATE BILL S-121, WHICH PERMITS CRIME VICTIMS AND/OR FAMILY MEMBERS TO BE PRESENT AND MAKE COMMENTS AND GIVE TESTIMONY DURING AN INMATE'S PAROLE BOARD HEARING** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-i. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CATHERLEEN WILLIAMS BRIGHTMAN OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-j. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ELLIOT ROUNDTREE OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-k. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM BARNES OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-M-l. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ESTHER NAROL OF NEWARK, FORMER ADMINISTRATIVE SECRETARY, NEWARK BOARD OF EDUCATION TITLE I PROGRAM** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-m. A MOTION CONGRATULATING THE PRE-SCHOOL COUNCIL FOR THE DESIGNATION OF 300 CHANCELLOR AVENUE AS AN EARLY CHILDHOOD EDUCATION CENTER** was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. VITO VALENTI OF UNION, A NEWARK BOARD OF EDUCATION SPECIAL EDUCATION TEACHER** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-o. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. HARRIET GELLER OF UNION, A RETIRED NEWARK SCHOOL TEACHER** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH M. CAMELIA, SR., RETIRED OWNER OF J. CAMELIA CLOTHIERS** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-q. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROBERT WILSON OF NEWARK, NOTED JAZZ PIANIST** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-r. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LOUISE HAYNES OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-M-s. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LUKE R. CHALMERS** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-t. A MOTION RECOGNIZING AND COMMENDING MR. MARSHALL WOLF, RETIRED EXECUTIVE VICE PRESIDENT OF MIDLANTIC NATIONAL BANK FOR HIS EXEMPLARY COMMITMENT TOWARDS COMMUNITY REINVESTMENT AND BANKING SERVICES TO THE CITIZENS OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-u. A MOTION SUPPORTING STATE BANKING DEPARTMENT REGULATIONS THAT ALL BANKS IN NEW JERSEY BE REQUIRED TO OFFER A CHECKING ACCOUNT WITH NO MINIMUM BALANCE REQUIREMENT AND TO CONTINUE OFFERING CHECKING ACCOUNTS (UNDER PROVISIONS OF THE CONSUMER CHECKING ACCOUNT ACT) TO ALL STATE RESIDENTS REGARDLESS OF THEIR ECONOMIC BACKGROUND OR INCOME** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-v. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. THERESA SPANN OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-w. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN COLETTA OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-x. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DAVID ALLEN, SR. OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-y. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARION H. BURKE OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-z. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DAVID D. SHACKELFORD OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-M-ba. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. PETER HEYWARD OF NEWARK** was made by Council Member Harris, seconded by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bb. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MINNIE BRINSON OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bc. A MOTION RESPECTFULLY REQUESTING THAT THE MAYOR AND BUSINESS ADMINISTRATOR INSTITUTE AN INVESTIGATION INTO THE ALLEGED THEFT OF COMPUTER EQUIPMENT WHICH WAS SUPPOSEDLY STOLEN FROM THE DEPARTMENT OF FINANCE IN THE LATTER PORTION OF 1991, AND FURTHER SUBMIT FINDINGS OF THE INVESTIGATION TO MEMBERS OF THE MUNICIPAL COUNCIL** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bd. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF FORMER STATE SENATOR WAYNE DUMONT, JR., WHO ADMIRABLY SERVED 36 YEARS IN THE NEW JERSEY LEGISLATURE** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-be. A MOTION FOR THE MUNICIPAL COUNCIL TO DISCUSS AND REVIEW THE SAID GRIFFITH ASSOCIATES, SAMUEL KLEIN & COMPANY AUDIT REPORT ON WATER AND SEWER COSTS** was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bf. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF JOSEPH A. ANGELO, JR., SON OF MR. JOSEPH ANGELO, SR., FORMER EMPLOYEE OF THE CITY OF NEWARK** was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bg. A MOTION COMMENDING MR. STEPHEN BAKER OF THE NEW YORK GIANTS FOR GIVING MORAL SUPPORT TO THE HOMELESS PEOPLE OF THE CITY OF NEWARK** was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bh. A MOTION ACKNOWLEDGING APRIL AS CHILD ABUSE PREVENTION MONTH AND COMMENDING THE NEW JERSEY DIVISION OF YOUTH AND FAMILY SERVICES ADVISORY COUNCIL AND ITS PLANNED COMMUNITY RESOURCE FAIR TO BE HELD APRIL 22, 1992 AT ESSEX COUNTY COLLEGE** was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

- 7-M-bi. A MOTION COMMENDING THE PROJECT LINK PROGRAM, THE LINK COMMUNITY SCHOOL OF NEWARK, OUR LADY OF THE LAKE SCHOOL IN VERONA, AS WELL AS MALCOLM X. SHABAZZ HIGH SCHOOL OF NEWARK AND HUNTERDON CENTRAL HIGH SCHOOL OF FLEMINGTON FOR THEIR URBAN-SUBURBAN STUDENT EXCHANGE PROGRAMS** was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bj. A MOTION REQUESTING THE BOARD OF EDUCATION TO FORWARD TO THE MUNICIPAL COUNCIL A COPY OF THE LINE ITEM BUDGET OF THE BOARD, AND FURTHER REQUESTING A STATUS REPORT ON THE \$20 MILLION BOND ISSUE FLOATED FOR VAILSBURG HIGH SCHOOL** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bk. A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR THE APRIL 15, 1992, REGULAR MEETING OF THE MUNICIPAL COUNCIL A RESOLUTION RECOGNIZING AND COMMENDING MR. RAYMOND M. DURKIN, ESSEX COUNTY DEMOCRATIC CHAIRMAN, FOR HIS OUTSTANDING CONTRIBUTIONS TO THE STATE OF NEW JERSEY AND COUNTY OF ESSEX** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bl. A MOTION CRITICIZING THE PROCESS USED TO DESIGNATE THE NEW CONGRESSIONAL LEGISLATIVE DISTRICTS IN THE STATE OF NEW JERSEY** was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bm. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JEAN COSENZO, LIFELONG RESIDENT OF NEWARK AND MOTHER OF NEWARK POLICE OFFICER CARMINE COSENZO** was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bn. A MOTION URGING THE ADMINISTRATION TO IMMEDIATELY HAVE THE PROVISIONS OF PAY PHONE ORDINANCE 6-S & F-o, FEBRUARY 5, 1992, STRICTLY ADHERED TO** was made by Council Member Bradley, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.
- 7-M-bo. A MOTION REQUESTING THE POLICE DEPARTMENT ADD MORE POLICE PATROLS IN THE AREA OF WILLOUGHBY STREET, CLINTON PLACE, MAPLE AVENUE AND CHANCELLOR AVENUE** was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.
Absent: Council Member Martinez.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Grant, received March 18, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Chief Construction Inspector in the Department of Development)."

(Chief Construction Inspector
(40 Hours) (1) 1/1/91 \$30,472.16 - \$37,040.13)

(Creating new title in Department of Development which more appropriately describes duties and responsibilities of employee currently serving in title of Senior Assistant Estimator, Property Improvement. Fiscal Impact is \$1,500. due to increase in hours from 35 to 40 per week. Represented by A.F.S.C.M.E., Local 2299, (Inspectors))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the item was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 8-b. The City Clerk presented Proposed, "Ordinance to amend Section 3, Paragraph (C) of Ordinance 6-S & F-k (S-1), July 16, 1986, entitled, 'An ordinance to amend and supplement Title 2, Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by establishing a Department of Land Use Control' (By requiring the Tax Assessor to provide the applicant for exemption from taxes with a written response giving specific reasons why the applicant was granted or denied tax exemption status and further repealing Ordinance 6-Ph, S & F-c, February 19, 1992.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 8-c. The City Clerk presented Communication from Business Administrator Grant, received March 23, 1992, enclosing proposed, "Ordinance approving the sale of premises commonly known as 711 South 11th Street, a/k/a Block 2631, Lot 2, (South Ward) pursuant to provisions of N.J.S.A. 40A:12-21(k)."

(\$1.-International Youth Organization)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 8-d. Communication from Business Administrator Grant, received March 23, 1992, enclosing proposed, "Ordinance approving a change in the mortgage documents for the sale of 19-29 Ross Street, Block 3752, Lot 38, to New Zion Revival Temple." (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-g on page 4 in the minutes of this meeting)

April 1, 1992

- 8-e. The City Clerk presented Communication from Business Administrator Grant, received March 24, 1992, enclosing proposed, "Ordinance to amend Title 16, Land Subdivision, Chapter 9, Site Plan Review Section 28, guarantees requirements to amend Subsections (e), (f) and (g) and add a procedure for refunding performance bonds and monies upon completion of improvements as required by the Planning Board."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the April 15, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

- 8-f. Communication from Business Administrator Grant, received April 1, 1992, (A.S.) enclosing proposed, "Bond Ordinance transferring \$25,000. from the General Surplus Fund and appropriating said amount of for new projects as authorized herein to be undertaken in and by the City of Newark, County of Essex, State of New Jersey."

(Acquisition for office equipment for Municipal Courts)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-h (A.S.) on page 5 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from March 10, 1992 to March 24, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Francis Xavier Roman Catholic Church	10649

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Hopewell Baptist Church	10647
St. Francis Xavier Roman Catholic Church	10648
Charles E. Hall - Georgina Robinson Memorial School Fund	10650
Branch Brook Home and School Association	10651

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Member Martinez.

April 1, 1992

ADJOURNMENT.

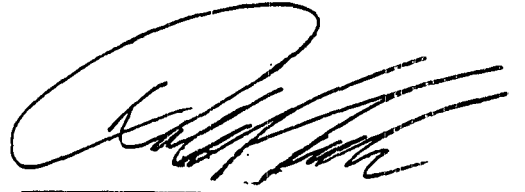
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, Villani, President Tucker.

This meeting adjourned at 4:17 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, April 15, 1992

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:10 P.M.

The audience arose for the National Anthem.

The invocation was offered by Honorable Ralph T. Grant, Jr., Council Member at Large.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Martinez, President Tucker; City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Paul Ferriera, Legislative Research Officer Elmer Herrmann, Public Relations Consultants Lois Redisch and Harold Edwards and Detectives Joseph Towe and Peter Gavin, Sergeants-At-Arms.

Absent: Council Members Carrino, Rice, Villani.

(Council Member Carrino arrived 8:28 P.M.)

(Council Member Rice arrived 8:31 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on April 9, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of this schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Report of Contracts Awarded, as recommended by Acting Purchasing Agent and approved by Business Administrator, for month of February 1992.**

A motion to approve the Report of Contracts Awarded recommended by Acting Purchasing Agent and approved by Business Administrator for month of February 1992, subject to approval of resolutions required for contracts which must be awarded by the Municipal Council as follows: Various vendors, \$700,000., Salt and/or Sand Spreading and Snow Plowing was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Carrino, Rice, Villani.

- 4-b. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held February 14, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Carrino, Rice, Villani.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held February 14, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Carrino, Rice, Villani.

(Council Member Carrino arrived 8:28 P.M.)

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-Way Street) (East Ward)**
(Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

- 6-F-b. The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, by adding thereto Dickerson Street as a Through Street. (Central Ward)**
(Dickerson Street
Between Roseville Avenue and Norfolk Street
Between First Street and Norfolk Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

- 6-F-c. The City Clerk read **An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turns at Market Street and McCarter Highway. (East Ward)**
(West on Market Street to south on McCarter Highway)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

- 6-F-d. The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a One-Way Street. (North Ward)**

(Adding:

Kearny Street, eastbound, between Garside Street and Summer Avenue.

Deleting:

Kearny Street, eastbound, between Garside Street and Broadway.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

- 6-F-e. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the titles of Dietitian, Part-time and Senior Clerk, Part-time in the Department of Health and Human Services).**

(Dietitian, Part-time

(20 Hours) (1) 1/1/92 \$13,520.00 - \$13,520.00

(Senior Clerk, Part-time

(20 Hours) (1) 1/1/92 8,840.00 - 8,840.00)

(Creating two Part-time titles in Department of Health and Human Services to provide for immunization services for WIC. Title funded by a \$25,000. grant from Johnson & Johnson. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M. or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

- 6-F-f. The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Supervisor of Data Processing Operations and abolish Data Processing Coordinator in the Municipal Courts).**

(Supervisor of Data Processing Operations

(35 Hours) 1/1/91 \$35,809.21 - \$43,161.02)

(Creating new title and abolishing old in Municipal Courts which more appropriate describes duties and responsibilities of employee serving in title. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M. or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

- 6-F-g.** The City Clerk read **An ordinance to amend Section 3, Paragraph (C) of Ordinance 6-S & F-k (S-1), July 16, 1986, entitled, "An ordinance to amend and supplement Title 2, Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by establishing a Department of Land Use Control" (By requiring the Tax Assessor to provide the applicant for exemption from taxes with a written response giving specific reasons why the applicant was granted or denied tax exemption status and further repealing Ordinance 6-Ph, S & F-c, February 19, 1992.)**

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1992.

- 6-F-h.** The City Clerk read **An ordinance approving the sale of premises commonly known as 711 South 11th Street, a/k/a Block 2631, Lot 2, (South Ward) pursuant to provisions of N.J.S.A. 40A:12-21(k).**

(\$1.-International Youth Organization)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1992.

- 6-F-i.** The City Clerk read **An ordinance to amend Title 16, Land Subdivision, Chapter 9, Site Plan Review Section 28, guarantees requirements to amend Subsections (e), (f) and (g) and add a procedure for refunding performance bonds and monies upon completion of improvements as required by the Planning Board.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1992.

April 15, 1992

A motion to consider Items 8-e (A.S.), 8-h (A.S.), 8-i (A.S.), 8-j (A.S.) and 8-k (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

6-F-j.
(A.S.)

The City Clerk read **An ordinance to amend 6-Ph, S & F-g adopted April 3, 1991, approving the sale of numerous properties located in the City of Newark pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).**

(By deleting and adding certain blocks)

(Various properties on Miller Street, Sherman Avenue, Pennsylvania Avenue, Wright Street, Brunswick Street, Emmet Street, Astor Street, Murray Street, Thomas Street, Parkhurst Street, South 6th Street, 12th Avenue, Littleton Avenue, 4th Street, Sussex Avenue, North 12th Street, 7th Avenue, North 13th Street-East/Central/West Wards) (\$160,000.)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1992.

(Council Member Rice arrived 8:31 P.M.)

6-F-k.
(A.S.)

The City Clerk read **An ordinance to amend and supplement Title 10, Finance and Taxation, Chapter 15, Tax Abatement for Qualified Residential Properties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending Section 10:15-1 to include a provision for a 5 year tax abatement on residential units only to owners of qualified residential property with mixed uses who filed an application with the City of Newark within 6 months of the adoption date of Ordinance 6-S & F-a (S-1)).**

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1992.

6-F-l.
(A.S.)

The City Clerk read **An ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 44 Rankin Street, a/k/a Block 236, Lot 51, within the University Heights Redevelopment Area, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.**

(\$405,000.) (Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

April 15, 1992

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1992.

6-F-m.
(A.S.)

The City Clerk read **An ordinance authorizing the City of Newark to exchange the premises commonly known as 212 Elizabeth Avenue, Block 261, Lot 1, owned by the City of Newark and the premises 231-233 and 235-237 16th Avenue, Block 332, Lots 26, 27, 29 and 30, owned by the Guyton-Callahan American Legion Post pursuant to N.J.S.A. 40A:12-16.**
(East/Central)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1992.

6-F-n.
(A.S.)

The City Clerk read **A Bond ordinance providing for the acquisition of a Police Radio System and Related Equipment by the City of Newark, in the County of Essex, New Jersey, appropriating \$300,000. therefore and authorizing the issuance of \$285,000. bonds or notes of the City for financing part of the cost thereof.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Division of Local Government Services)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 6, 1992.

A motion to consider Resolution 7-R-bt (A.S.) at this time was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bt.
(A.S.)

Resolution reinstating tax abatement and financial agreement for T.W.Z. Urban Renewal Development Corporation for 451-479 Doremus Avenue, Block 5060, Lot 154, for operation of a commercial industrial project; entity must comply with all conditions imposed in Resolution 7-R-cz, November 2, 1988 and must make payment of all outstanding S.I.L.O.T. and land taxes due and owing through current quarter and submit any outstanding certified financial statements and the certified total project cost no later than 30 days after passage of this resolution.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

April 15, 1992

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing second reading and final passage.

Ph,

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving a change in the mortgage documents for the sale of 19-29 Ross Street, Block 3752, Lot 38, to New Zion Revival Temple.

WHEREAS, by Ordinance 6S&FA dated February 5, 1992 the City of Newark approved the sale of 19-29 Ross Street A/K/A Block 3752, Lot 38 to New Zion Revival Temple for \$61,300.00, and authorized a five year mortgage for repayment to be held by the City of Newark; and

WHEREAS, New Zion Revival Temple has requested that payments be made no later than December 15th of each calendar year for the next five years instead of September 15th of each calendar year in order to make the repayment more financially feasible for New Zion Revival Temple; and

WHEREAS, the Department of Development has reviewed this request and has no objection to same.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. The mortgage from New Zion Revival Temple to the City of Newark is hereby revised with regard to its payment terms, to wit:

New Zion Revival Temple will be permitted to make mortgage payments of \$8,200.00 no later than December 15th of each calendar year for the next five years, on December 1, 1992, December 1, 1993, December 1, 1994, December 1, 1995 and December 1, 1996.

Section 2. A copy of the executed documents shall be filed with the Office of the City Clerk by the Director of the Department of Development or his designee.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance will permit the City of Newark to revise its mortgage agreement documents with New Zion Revival Temple.

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

April 15, 1992

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

A Bond Ordinance transferring \$25,000. from the General Surplus Fund and appropriating said amount of for new projects as authorized herein to be undertaken in and by the City of Newark, County of Essex, State of New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, COUNTY OF ESSEX, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The amount of \$25,000.00, representing a partial sum of the General Capital Surplus Fund of the City of Newark, is hereby appropriated to the new project referred to in Section 2 below.

Section 2. The amount of \$25,000.00, referred to in Section 1 hereof, is hereby reappropriated to provide for the acquisition of the following improvement having the useful life set forth below:

<u>NEW PROJECT</u>	<u>PROJECT #</u>	<u>APPROPRIATION</u>	<u>USEFUL LIFE</u>
Office Equipment For Municipal Courts	90C3	\$ 25,000.00	5 YRS.

Section 3. The amount of \$125,000.00 of the \$150,000.00 shall remain in the General Capital Surplus Fund of the City of Newark.

Section 4. No bonds or notes are authorized by this Ordinance, nor are funds from the Capital Improvement Fund or Capital Surplus Fund authorized for downpayment purposes for the Project set forth in Section 2 above. The City of Newark hereby determines that the Project set forth in Section 2 above is an improvement or purpose for which bonds may be issued.

April 15, 1992

Section 5. The General Capital Budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended General Capital Budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. This Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

STATEMENT

A bond ordinance appropriating funds for the acquisition of office equipment for Municipal Courts.

President Tucker called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance, as amended, will be considered on second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan and the Feasibility of Relocation for the Lower Clinton Hill Urban Renewal Project N.J. R-38 (Tenth Amendment)

April 15, 1992

WHEREAS, the Municipal Council of the City of Newark, New Jersey, has heretofore, by Ordinance 6S & FA, adopted December 20, 1961; Ordinance 6S & Fe, adopted April 7, 1965; Resolution 7RBB, adopted December 7, 1966; Resolution 7RR, adopted November 24, 1970; Resolution 7RCB adopted March 21, 1973; Resolution 7RH, adopted September 5, 1973; Ordinance 6S & FD, adopted June 2, 1982; Ordinance 6S & FF, adopted December 5, 1984; Ordinance 6S & FB adopted June 7, 1989, and Ordinance 6S & FB adopted January 23, 1991, approved an Urban Renewal Plan and Amendments thereto for the Lower Clinton Hill Urban Renewal Project (N.J. R-38); and

WHEREAS, the Housing Authority of the City of Newark and the Central Planning Board of the City of Newark, have considered and approved an additional amendment to said Urban Renewal Plan, said amendments consisting of: The Northerly portion of City Block 3C26, bounded by Osborne Terrace on the West, Clinton Avenue on the North, and Hedden Terrace on the East, has been amended from diverse land uses to Residential-High Density. This is reflected on URP Map No. 2, Land Use Map; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated thereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its report and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the report and recommendations of the planning body; and

WHEREAS, it has heretofore been found and determined by Resolution 7Ru, adopted June 7, 1961, that the project area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, it is necessary that the Municipal Council take appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed or national origin;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Tenth Amendment of the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

April 15, 1992

Section 3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

Section 4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan can be achieved through rehabilitation of the Project Area.

Section 5. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

Section 6. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

Section 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT OF PURPOSE

This Ordinance will provide needed amendment to the existing Urban Renewal Plan (which is the Redevelopment Plan for this area), for the purpose of improving the area, consistent with the needs of the area as well as the needs of the community as a whole:

The Northerly portion of City Block 3026, bounded by Osborne Terrace on the West, Clinton Avenue on the North, and Hedden Terrace on the East, has been amended from diverse land uses to Residential-High Density. This is reflected on URP Map No. 2, Land Use Map.

President Tucker called for those desiring to be heard on the amendment to the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance, as amended, on second reading and final passage was made by Council Member Gradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.

Absent During Roll Call: Council Member Martinez.

Absent:: Council Member Villani.

President Tucker: The yeses are seven, the noes are none, one absent during roll call and one absent. The ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

April 15, 1992

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage:

6-S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Municipal Parks Superintendent in the Department of Engineering)

(Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
(35 Hours))

(Creating new title in Department of Engineering which more accurately describes duties and responsibilities of employee serving in title and abolishing old title. Fiscal impact approximately \$300. year. Represented by Newark Council #21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M. or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Villani.

6-S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for the acquisition of a Police Radio System and Related Equipment by the City of Newark, in the County of Essex, New Jersey, appropriating \$1,100,000. including \$749,811.45 from the Capital Surplus Fund therefor and authorizing the issuance of \$333,500. bonds or notes of the City for financing part of the cost thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Government Services)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Rice, President Tucker.

Absent During Roll Call: Council Members Grant, Martinez.

Absent: Council Member Villani.

President Tucker: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

April 15, 1992

6-S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Administrative Analyst in the Department of Administration).

(Supervising Administrative Analyst (1) 1/1/91 \$37,515.10 - \$45,234.29 (35 Hours))

(Creating new title in Department of Administration for a person presently serving in another title. Old title is common title. Funds presently available in Business Administrator's budget from vacant title. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M. or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Villani.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street. (West Ward)

(Kerrigan Boulevard and Ivy Street: stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Villani.

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street. (Central Ward)

(18th Avenue and South 20th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

April 15, 1992

A motion to table the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street. (Central Ward)

(19th Avenue and South 19th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to table the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Sections 23:5-2, 23:5-4 of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, by revising on-street parking regulations on Halsey Street.

(Copy of ordinance submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to table the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

Hearings of Citizens.

- 6-HC-a.** **MR. JAMES A. SOUDER, JR., 893 BROADWAY, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council relative to the large increase in water bills, problems in the school system and asked Council Members for their assistance in resolving these problems.

President Tucker noted the Municipal Council had scheduled the water increase as an item for discussion at its special conference on Tuesday and invited all interested parties to attend this meeting.

Council Member Martinez requested that Mr. Souder's remarks be substantiated and forwarded to the Prosecutor and also that the Council Education Committee be set up to meet with the Superintendent of Schools and School Board to address these concerns.

President Tucker directed the City Clerk to forward a verbatim transcript of Mr. Souder's remarks to Members of the Board of Education.

- 6-HC-b.** **MR. FRED BRUNSON, 54 BOYD STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council relative to treatment received at the Welfare Office and charged the Members with going to the Welfare Office to see how people are treated and the way the office is run.

Council Member Harris recommended that Mr. Brunson meet with Mr. Calvin West of the Mayor's Office and discuss this matter with him.

Council Member Rice also suggested that the particular section in question be identified so that the Administration of that area could possibly look into retraining the people who deal with the public.

- 6-HC-c.** **MR. LUIS REUDON, 10 E. SYLVAN AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council relative to the increase in water usage. He advised Council he would attend the special conference scheduled for Tuesday.

- 6-HC-d.** **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to questions raised by him relative to the \$4 million received through Ryan White Aids grants. He again requested Council to review these programs to see how the monies are being utilized.

After Resolution 7-R-bq, Council Member Harris, through the Chair, directed the City Clerk to request Health and Human Services Acting Director Ruffin to submit, in writing, a report that consists of a line item budget as it relates to these dollars.

President Tucker directed a verbatim transcript of Mr. Hurtz's remarks be made and forwarded to Acting Health and Welfare Director Ruffin for her response.

- 6-HC-e.** **MS. DONNA JACKSON, 128 SMITH STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to an increase in water/sewer bills and questioned how such large increases could be possible and also addressed many problems existing in the schools.

President Tucker directed the City Clerk to forward a verbatim transcript of Ms. Jackson's remarks to the Superintendent of Schools and all elected Board Members.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution amending Resolution 7-R-f (S), September 11, 1990, contract with Goldman, Beale Associates and R.D. Jordan & Company, for provision of financial advice and assistance in sale of bonds and/or notes of City, for amount not to exceed \$73,000., for period August 1, 1990 to July 31, 1992... by extending contract period from August 1, 1991 to April 30, 1992, for additional amount not to exceed \$14,600., to be paid from Capital Projects as a bond cost. (Amended contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Grant, and Director of Finance Jean met with the Council March 17, 1992)
(Mr. Clifford Goldman, Goldman, Beale Associates met with the Council March 31, 1992)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M. or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-b. Resolution authorizing transfer of H.C.D.A. funds to Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992.

A motion to table the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-c. Resolution amending Resolution 7-R-i, January 22, 1992, ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Residents of Community Action/Vince Lombardi Center for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, in amount of \$50,000., by increasing contract amount by \$30,000.

A motion to table the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-d. Resolution ratifying and authorizing Business Administrator to enter into contract with Flavio Aguirre, 229 Montclair Avenue, Newark, New Jersey 07104, P. Delli Santi & Co., 401 Jefferson Street, Newark, New Jersey 07114, Standard Concrete Block & Supply Co., Inc., 418-440 Adams Street, Newark, New Jersey 07114, S. Cooper Brothers Trucking, Inc., 594 Orange Street, Newark, New Jersey 07107, Newark Salt Spreading & Plowing Co., Inc., 46 Paris Street, Newark, New Jersey 07105, A&A Enterprises, Inc., 76-78 Riverside Avenue, Newark, New Jersey 07104, G.L. Salt Spreading Co., P.O. Box 72, Harrison, New Jersey 07029, Donna Salting, Inc., 457 Wilson Avenue, Newark, New Jersey 07105, F. Basso, Jr. Rubbish Removal Service, 900 Passaic Avenue, East Newark, New Jersey 07029 and Grafton Construction Company, 76 Riverside Avenue, Newark, New Jersey 07104, lowest responsible bids received, to provide snow and/or sand spreading and snow plowing, for period February 1, 1992 to January 31, 1993, contract shall not exceed \$700,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

April 15, 1992

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-e.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute grant agreement with the Newark Performing Arts Corporation, Inc., to provide general operating support to New Jersey State Opera and Opera Music Theatre International, for period March 1, 1991 to December 31, 1991, in amount of \$30,112.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-f.

Resolution ratifying and authorizing Mayor to file application for receipt of funds through Job Training Partnership Act (JTPA) for Program Year 1991, in amount of \$94,868. Title IV-C, for period March 1, 1992 through February 28, 1993.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-g.

Resolution ratifying and authorizing Business Administrator to enter into contract with Work Oriented Rehabilitation Institute for Janitorial Services for Fire Headquarters (1010 18th Avenue) and Community Relations Center (44 Mount Prospect Avenue), at annual cost not to exceed \$21,000., for period September 1, 1991 to August 31, 1992. (Contract awarded without public bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(n))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-h.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-i. Resolution ratifying and authorizing Mayor and Acting Director of Development to enter into and execute contract with Newark Apartment Improvement Program Development Corporation, a New Jersey Non-profit Corporation, for purpose of providing administrative funds allowing them to expend balance of their original \$29,000. which is \$8,495.76 and \$61,000., totalling \$69,495.76, to implement the construction of 110 Schuyler Avenue and provide technical assistance to owners and tenants through workshops, for period January 1, 1992 to December 31, 1992; funds provided in H.C.D.A. FY XVI & XVII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-j. Resolution authorizing Mayor and Director of Engineering to apply for and accept grant, in sum of \$475,000., from New Jersey Department of Transportation, State of New Jersey, Bureau of Local Aid, State Aid for Municipalities, under New Jersey Transportation Trust Fund Authority Act, for city-wide replacement of street signs and poles.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-k. Resolution authorizing Director of Engineering to execute contract with Dresdner Robin Environmental Management, Inc., 43 Montgomery Street, Jersey City, New Jersey 07302, for remediation of Ironbound Stadium Football Field, in amount of \$18,500.; for period of one year from date of notice to proceed. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1(1)(a)(i)).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-l. Resolution authorizing Director of Engineering to execute Amendment to Sewer Agreement with Consolidated Rail Corporation, for 36 inch Sewer Pipe Crossing near Evergreen Avenue, to include a one-time lump sum payment of \$200. in lieu of annual rent and the thirty day termination clause to be terminable only upon mutual consent of both parties.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-m. **Resolution amending the 1992 Capital Budget by amending the appropriation for certain capital projects and adding additional appropriations in the total amount of \$285,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-n. **Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for approval of an ordinance entitled: "Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of bonds and notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey" in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq., and prior resolutions of the Local Finance Board.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-o. **Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1½"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-p. **Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Ironbound Educational and Cultural Center, to provide educational and social services to youth and senior citizens, for period May 1, 1991 to April 30, 1992, in amount of \$25,000.; funds provided in H.C.D.A. Year XVII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villari.

- 7-R-q. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with AIDS Resource Foundation for Children, for purpose of implementing Case Management Services, for period January 1, 1992 through September 30, 1992; contract amount shall not exceed \$73,000.; funds provided by Title I HIV Emergency Relief Grants Program through the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act of 1990.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

Council Member Harris, through the Chair, requested that a clear and concise report as it relates to dollars and a line item budget on the Ryan White Program be submitted to the Members of the Municipal Council.

President Tucker directed the City Clerk to forward a verbatim transcript of remarks made by Mr. Frank Hurtz, under Hearings of Citizens, to Health and Human Services Director Ruffin and requesting Director Ruffin to submit a written report to Council as to where and what these dollars are doing.

- 7-R-r. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute an Affiliation Agreement with Programs for Parents, Inc., for provision of in-kind services, i.e. office space, to Essex Cares for Kids Child Care Certification Program, for period March 1, 1992 to December 31, 1992; no Municipal funds will be expended.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-s. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with the Boys and Girls Clubs of Newark, for provision of its Fighting Back Initiative Program, for period January 1, 1991 to December 31, 1991, in amount of \$77,433.; funds provided in H.C.D.A. Year XI.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-t. Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply for funds from State Department of Health, Communicable Disease Field Program, to provide clinical and didactic training in the diagnosis and management of Sexually Transmitted Diseases (STD's), in amount of \$161,946., for period April 1, 1992 to March 31, 1993.**

(Funds will support 2 positions, Clinic Manager and Principal Medical Technologist, Secretarial support, teaching and office supplies)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-u. Resolution authorizing Director of Health and Human Services to issue reward in amount of \$1,000. to citizen of record, for providing information and testimony that led to arrest and conviction of an illegal dumper on City-owned property; pursuant to Ordinance 13A:6-6.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-v. Resolution amending Resolution 7-R-bd, December 4, 1991, "contract with New Jersey State Department of Health, to continue implementing the Women, Infants & Children's Supplemental Feeding Program (WIC), for period October 1, 1991 to September 30, 1992, in amount of \$809,400. New Jersey Department of Health; \$128,378. in-kind City match (non-cash), totalling \$937,778., by increasing grant award from \$809,400. to \$886,300. totalling \$1,014,698.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-w. Resolution ratifying and authorizing Director of Police to enter into and execute agreement with Organized Crime Drug Enforcement Task Force of the United States Department of Customs to allow a Newark Detective to be deputized for purpose of investigating drug trafficking, for period March 1, 1992 to May 31, 1992; no expense to City or its Police Department.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-x. Resolution designating reserved parking area for handicapped motorists on Chestnut Street, northside, beginning 140 feet east of the easterly curblane of Orchard Street and extending 24 feet easterly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
(East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-y. Resolution designating reserved parking area for handicapped motorists on Walnut Street, northside, beginning 107 feet east of the easterly curblane of Van Buren Street and extending 25 feet easterly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
(East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-z. Resolution designating reserved parking area for handicapped motorists on Garrison Street, westside, beginning 214 feet south of the southerly curblane of Wilson Avenue and extending 25 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
(East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-ba. Resolution designating reserved parking area for handicapped motorists on Clifton Avenue, westside, beginning 368 feet north of the northerly curblane of Bloomfield Avenue and extending 22 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**
(North Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bb. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$2,000., Combating STD's in the Homeless Population (Training Seminar).**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bc. Temporary emergency resolution appropriating \$2,000., Training Seminar (Combating STD's in the Homeless Population); said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bd. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$61,944.84, Newark Recycling Program-1992,**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

April 15, 1992

- 7-R-be. Temporary emergency resolution appropriating \$61,944.84, Newark Recycling Program-1992; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bf. Resolution amending Resolution 7-R-bs-1, April 18, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$75,000., to Interracial Council for Business Opportunity, Other Expenses-\$75,000., pursuant to Ordinance 6-S & F-d, April 16, 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bg. Resolution amending Resolution 7-R-bs-2, April 18, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$25,000., to Project YERN, Other Expenses-\$25,000., pursuant to Ordinance 6-S & F-d, April 16, 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bh. Resolution amending Resolution 7-R-b(S), April 26, 1990, authorizing transfer of Housing and Community Development Act, 13th year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$199,458., to Medical Benefits-Programmatic, Salaries and Wages-\$27,014., Social Service Assistance, Salaries and Wages-\$172,444., totalling \$199,458., pursuant to Ordinance 6-S & F-d, April 16, 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bi. Resolution amending Resolution 7-R-cg, December 7, 1990, authorizing transfer of Housing and Community Development Act, Thirteenth Year Funds (H.C.D.A. XIII), funds, from Contract Demolition, Salaries and Wages-\$566. to Other Expenses-\$566., from Demolition and Clearance, Salaries and Wages-\$27,605. to Other Expenses-\$27,605., totalling \$25,000., pursuant to Ordinance 6-S & F-d, April 16, 1980, (Reprogramming of HCDA XIII Year funds), by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bj. Resolution amending Resolution 7-R-cy (A.S.) adopted November 6, 1991, contract with Miller & Holbrook, Attorneys at Law, 1225 Nineteenth Street, N.W., Washington, D.C., to represent City of Newark before Board of Public Utilities and to negotiate with current cable television franchise and prospective purchaser of same, for sum not to exceed \$30,000., by increasing amount of contract \$10,000., totalling \$40,000. and extending contract period to April 30, 1992. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i)).

A motion to table the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bk. Resolution amending Resolution 7-R-cx (A.S.) adopted November 6, 1991, contract with Ms. Maryellen Vassalor, for services to advise City on implementation of monitoring system for local cable television provider, to develop studio facilities for establishment of government channel on local cable system, and to provide technical assistant to attorneys in conjunction with negotiations involving Cablevision and Gateway Cable, for total sum not to exceed \$5,000., for period November 6, 1991 to March 31, 1992, by extending contract period to April 30, 1992. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i)).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bl. Resolution appointing Ralph Waller, Member of the Board of Adjustment, Alternate Number 1, for period beginning April 15, 1992 and ending March 31, 1994. (Mr. Waller met with the Council April 14, 1992)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

April 15, 1992

- 7-R-bm. Resolution approving Constable Bond in the amount \$1,000. issued to Kenneth F. Cooper, as to form, amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn-1. Resolution recognizing and commending the Marching 100 Drum and Bugle Corps for its exceptional performance during the St. Patrick's Day Parade.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn-2. Resolution recognizing and commending Reverend Dr. Perry Simmons, Jr., President of the Newark Board of Education on the esteemed occasion of an appreciation dinner held on Saturday, April 18, 1992 at Atrium West in West Orange, New Jersey.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn-3. Resolution recognizing and commending Mr. Derek Lee Ragin, long-time resident of Newark, on the distinguished occasion of his appearance at Franklin St. John's Church in Newark.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn-4. Resolution recognizing and commending Mr. Edward L. Haynes on his retirement as Director of Social Work Services, Division of Social Services, City of Newark.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn-5. Resolution recognizing and commending Louis Marolakas.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bn-6. Resolution recognizing and commending Mildred Ferraro.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bn-7. Resolution recognizing and commending Sergeant James W. Hennessey V.F.W. Post 712 on the occasion of its seventy first anniversary.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bn-8. Resolution recognizing and commending the personnel of the Newark Branch of the Self-Help and Resource Exchange (SHARE).

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bn-9. Resolution recognizing and commending Armand E. Lembo.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bn-10. Resolution recognizing and commending Randall-Anderson - Post 9015 for providing more than 25 years of exemplary service to the residents of Newark.

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bn-11. Resolution recognizing and commending Thaddeus Kennedy for his unselfish act of courage and bravery during a recent fire.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-bn-12. Resolution recognizing and commending Ms. Barbara Wright Bell on the esteemed occasion of being honored as "Woman of the Year" by the Manufacturer's Association.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn-13. Resolution recognizing and commending Reverend Westley L. Lee, distinguished Pastor and founder of Ebenezer Baptist Church, for providing 40 years of faithful service to the ministry as well as to Ebenezer Baptist Church.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn-14. Resolution recognizing and commending Mr. Raymond M. Durkin, Essex County Democratic Chairman, for his outstanding contributions to the State of New Jersey and County of Essex.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn-15. Resolution recognizing and commending Harold Williams, Chief of Relocation Newark Housing Authority, on the distinguished occasion of his retirement after 25 years of meritorious service with the agency.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn-16. Resolution recognizing and commending Lawrence D. Sealey.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn-17. Resolution recognizing and commending Mr. Raymond David Tse.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bn-18. Resolution recognizing and commending Faith Giacobbe.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bo. Resolution designating the City of Carolina, in the Commonwealth of Puerto Rico as a Sister City.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-bp-1. Resolution recognizing and commending the appointment of Senator Mynona
(A.S.) M. Lipman to the Board of Trustees of United Hospitals of Newark.**

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani

- 7-R-bp-2. Resolution recognizing and commending Ms. Maritza Torres-Falu on her selection
(A.S.) as a member of the Board of Trustees of United Hospitals of Newark.**

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-3. Resolution recognizing and commending the Kiwanis Club of Newark on its
(A.S.) seventy-fifth anniversary.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-4. Resolution recognizing and commending Gail Graves, resident of Newark, on
(A.S.) the esteemed occasion of her retirement after 32 years of faithful dedicated service with the City's Division of Health & Human Services.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-5. Resolution recognizing and commending Alice and Finney Alati on the occasion
(A.S.) of their 45th Wedding Anniversary.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-6. Resolution recognizing and commending Peter Calderone on his appointment
(A.S.) as a Judge of Worker's Compensation.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-7. Resolution recognizing and commending Elbert Middleton on his retirement
(A.S.) with the Newark Housing Authority.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-8. Resolution recognizing and commending the appointment of Mr. Ronald N. Wise
(A.S.) to the Board of Trustees, United Hospitals of Newark.**

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-9. Resolution recognizing and commending Kate Ferguson, Editor-in-Chief of
(A.S.) Word Up and Rap Masters magazines.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-10. Resolution recognizing and commending actress-model Belinda Trotter, fashion
(A.S.) editor of The Black American newspaper.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-11. Resolution recognizing and commending Ms. Michelle Ralph-Taylor for exemplary
(A.S.) government service.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-12. Resolution recognizing and commending the Newark Branch of the Self-Help
(A.S.) and Resource Exchange (SHARE).**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-13. Resolution recognizing and commending the Newark South District Office of
(A.S.) the Division of Youth and Family Services for co-sponsoring the 4th Annual Parenting Conference/Child Abuse Prevention Month.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bp-14. Resolution recognizing and commending Ms. Elena M. Perez, AIDS Education
(A.S.) Center UMDNJ, on the distinguished occasion of receiving The Prudential Foundation "Leadership Award".**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bq. Resolution declaring April 30th, 1992, to be Holocaust Observance Day within
(A.S.) the City of Newark.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-br. Resolution proclaiming the week of April 26 - May 2, 1992 as "National Crime
(A.S.) Victims' Rights Week".**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bs. Resolution authorizing Acting Director of Health and Human Services to execute
(A.S.) a Hold Harmless and Indemnification Agreement providing for the indemnification of the Newark Board of Education for any claims arising out of use of Newark School Stadium on April 18, 20, 22, 24, 25, 27, 29, May 1, 2, 4, 6, 8, 9, 11, 13, 15, 16, 18, 20, 22, 23, 25, 27, 29, 30, June 1, 3, 5, 6, 8, 10, 12, 13, 15, 17, 19, 20, 22, 24, 26, 27, 29, July 1, 6, 8, 10, 11, 13, 15, 17, 18, 27, 29, 31, August 1, 3, 5, 7, 8, 10, 12, 14, 1992. (To conduct try-out and practice sessions for 1992 United States Youth Games)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bt. Resolution reinstating tax abatement and financial agreement for T.W.Z.
(A.S.) Urban Renewal Development Corporation for 451-479 Doremus Avenue, Block 5060, Lot 154, for operation of a commercial industrial project; entity must comply with all conditions imposed in Resolution 7-R-cz, November 2, 1988 and must make payment of all outstanding S.I.L.O.T. and land taxes due and owing through current quarter and submit any outstanding certified financial statements and the certified total project cost no later than 30 days after passage of this resolution.**
(Copy of resolution and correspondence submitted to each Member of the Council)
(For action on this resolution, see page 6 in the minutes of this meeting)

- 7-R-bu. Resolution accepting bid of Kemsco Development Company, Inc., highest responsible
(A.S.) bid received, for purchase of City-owned property known as 54 Mt. Pleasant Avenue, Block 571, Lot 34, for sum of \$11,000. (Minimum Offer Approved-\$11,000., Capital Improvement-\$200,000.)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-R-bv. Resolution reciting a need for low rent townhouse housing projects in the
(A.S.) City of Newark.**

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

**7-R-bw.
(A.S.)** **Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$2,265,887.50.
(To provide funds for period May 1, 1992 to May 31, 1992)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Grant and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch.

No: Council Members Carrino, Grant, Martinez.

Not Voting: Council Members Harris, Rice, President Tucker.

Absent: Council Member Villani.

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

**7-R-bx.
(A.S.)** **Resolution establishing Temporary Appropriation for Various Departments and Agencies and Deferred Charges and Statutory Expenditures, Municipal; totalling \$23,456,310.**
(For period May 1, 1992 until adoption of 1992 Budget)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

**7-R-by.
(A.S.)** **Resolution amending the General Capital Surplus Fund and Transferring a Portion of the General Capital Surplus Fund in the amount of \$25,000. as set forth herein and cancelling a portion of the project balance in such amount as set forth in Bond Ordinance.**
(Acquisition of office equipment for Municipal Courts)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

**7-R-bz.
(A.S.)** **Resolution authorizing Director of Finance of the City of Newark to apply to the Local Finance Board for approval of a Bond Ordinance transferring \$25,000. from the General Capital Surplus Fund and appropriating said amount of \$25,000. for a new project as authorized herein to be undertaken in and by the City of Newark, County of Essex, State of New Jersey.**
(Acquisition of office equipment for Municipal Courts)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-ca.
(A.S.) Resolution declaring the month of May, 1992 as Older Americans Month throughout the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cb.
(A.S.) Resolution ratifying and authorizing Mayor to file application for receipt of funds through Job Training Partnership Act (JTPA) for Program Year 1991, in amount of \$209,674., Title IIA (6%) Incentive Award, for period June 1, 1991 through June 30, 1993.**

(To provide funding for training programs)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cc.
(A.S.) Resolution ratifying and authorizing Business Administrator to enter into contract with SI-3, Inc., 271 46 West, Suite F110, Fairfield, New Jersey 07004 to provide Proprietary Software License and Maintenance Agreement for CAD System of Newark Police Department, for period July 1, 1991 to June 30, 1992, in amount not to exceed \$58,500.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-cd.
(A.S.) Resolution authorizing Business Administrator to enter into contract with Central Engineering & Supply, 834 Main Avenue, Post office Box 1719, Passaic, New Jersey 07055, to provide plumbing and heating equipment supplies, for period March 1, 1992 to June 30, 1992; contract shall not exceed \$22,400.; \$10,100. provided in Public Buildings (General Services). (Contract awarded pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-12)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 7-R-ce.
(A.S.) Resolution authorizing Corporation Counsel to execute contract with Grizel Ubarry to assist Affirmative Action Investigative Committee in establishing data to respond to United States Supreme Court decision in Richmond vs. Croson Company, for sum not to exceed \$3,600., for period March 1, 1992 through May 31, 1992. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1(1)(i)).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

April 15, 1992

7-R-cf.
(A.S.)

Resolution authorizing President of Municipal Council, on behalf of the Municipal Council, to hire outside Counsel to file suit in Superior Court against the determination by the Essex County Board of Elections changing voting districts boundaries within the City of Newark.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-cg.
(A.S.)

Resolution authorizing Director of Engineering to enter into Memorandum of Agreement with New Jersey Department of Environmental Protection and Energy, to facilitate the remediation of Ironbound Stadium Football Field and Avenue "P", proposed site of Police Academy; no expenditures of funds required.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-ch.
(A.S.)

Resolution amending Resolution 7-R-dg (A.S.), November 6, 1991, contract with Mikesell & Associates, 2 Washington Place, Newark, New Jersey, for design and architectural services for renovation and rehabilitation of premises known and described as 2nd floor, 295 Halsey Street, Newark, New Jersey, and the City Archives, 4th floor, City Hall, Newark, New Jersey, for total sum of \$119,000.; by deleting Phase 2 and expanding Scope of Services for Phase 1, no additional funds required; for a term of one year from date of adoption of said resolution. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1(1)(i)).

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

7-R-ci.
(A.S.)

Temporary emergency resolution appropriating \$10,000., Office of the City Clerk, Office Equipment-\$5,000., Office of Municipal Council, Data Processing Equipment-\$5,000., totalling \$10,000.; said emergency funds shall be provided in 1992 budget.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

MOTIONS.

- 7-M-a.** A MOTION RESPECTFULLY REQUESTING THAT THE ADMINISTRATION LEND IT'S SUPPORT AS FISCAL AGENT FOR NEW COMMUNITY CORPORATION IN ITS APPLICATION TO THE STATE OF NEW JERSEY'S DEPARTMENT OF LAW AND PUBLIC SAFETY FOR TRAINING FUNDS FOR ITS STRATEGIC INTERVENTION PROGRAM FOR AT-RISK YOUTH was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-b.** A MOTION RESPECTFULLY REQUESTING THAT THE MANAGEMENT OF NEW COMMUNITY CORPORATION INFORM ITS RESIDENTS, PARTICULARLY THE SENIOR CITIZENS, THAT THE SUSPENSION OF THE LONG AWAITED PROPOSED COMMUNITY RECREATION CENTER AT HAYES STREET AND FOURTEENTH (14TH) AVENUE IS NOT DUE TO ANY INACTION ATTRIBUTABLE TO THE GOVERNING BODY was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-c.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. JEROME FROELICH was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-d.** A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO ANN MARIE OMOLINO-HEARD, ACTING PURCHASING AGENT FOR THE CITY OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-e.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. FRANK LAPEYROLERIE, FORMER DEAN OF UMDNJ SCHOOL OF DENTISTRY was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. CHARLES E. SIMMONS, OF ORANGE, PRINCIPAL OF NEWARK'S DR. WILLIAM H. HORTON ELEMENTARY SCHOOL was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-g.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF DR. FRANK LAPEYROLERIE, FORMER DEAN OF UMDNJ SCHOOL OF DENTISTRY was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-h.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. HELEN MALONEY, OF NEWARK, RETIRED NEWARK POLICE DEPARTMENT COMMUNICATIONS OFFICER was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROBERT E. DARBEN, JR., OF EAST ORANGE, A MEMBER OF THE FAMED ALL-BLACK TUSKEGEE FIGHTER PILOT SQUADRON DURING WORLD WAR II** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. McKINLEY CUTHBERT, OF NEPTUNE, RETIRED NEWARK POLICE PATROLMAN** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CURTIS DUCKWORTH OF NEWARK, OF NEWARK, MUNICIPAL EMPLOYEE WITH THE OFFICE OF TAXATION** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-l. A MOTION EXPRESSING SINCERE BEST WISHES TO MR. JOSEPH G. MENZA AND HIS WIFE, MS. LUZ ROSARIO, ON THEIR RECENT MARRIAGE** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-m. A MOTION CONGRATULATING MR. CHARLES BELL UPON HIS SUCCESSFUL REELECTION BID TO THE NEWARK BOARD OF EDUCATION** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-n. A MOTION CONGRATULATING MR. JOHN MAVILLA UPON HIS SUCCESSFUL REELECTION BID TO THE NEWARK BOARD OF EDUCATION** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-o. A MOTION CONGRATULATING MRS. KIM THOMPSON-GADDY IN HER SUCCESSFUL ELECTION BID TO BECOME A MEMBER OF THE NEWARK BOARD OF EDUCATION** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-p. A MOTION URGING THE ADMINISTRATION TO CLEAN THE AREA IN AND AROUND THE ABANDONED APARTMENT HOUSES ALONG THE CORRIDOR OF ELIZABETH AVENUE IN THE SOUTH WARD** was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-q. **A MOTION REQUESTING THE POLICE DIRECTOR TO INVESTIGATE COMPLAINTS OF DRAG RACING ON SOUTH 19TH STREET, HILLSIDE AND JOHNSON AVENUES** was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-r. **A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED FOR THE MAY 6, 1992 REGULAR MEETING A RESOLUTION COMMENDING THE ORGANIZERS AND PARTICIPANTS OF LATE NIGHT BASKETBALL** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-s. **A MOTION COMMENDING THE NEWARK POLICE AND FIRE DEPARTMENTS FOR THEIR INITIATIVE TO CURTAIL ILLEGAL DUMPING THROUGHOUT THE CITY THROUGH THE ESSEX COUNTY ENVIRONMENTAL TASK FORCE PROGRAM (NORTH WARD)** was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-t. **A MOTION REQUESTING THE LAW DEPARTMENT TO CREATE AN ORDINANCE WHICH WOULD ESTABLISH A DIVISION OF CIVIL RIGHTS FOR THE CITY OF NEWARK WITH SUBPOENA POWERS** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-u. **A MOTION WISHING A SPEEDY RECOVERY TO DAVE MARTINEZ, BROTHER OF COUNCILMAN HENRY MARTINEZ, AN OFFICER WITH THE ESSEX COUNTY PROSECUTOR'S OFFICE WHO IS RECOVERING FROM A CORONARY BYPASS OPERATION** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-v. **A MOTION BY COUNCIL MEMBER GARY HARRIS OFFERING HIS SINCERE APOLOGIES TO THE ADMINISTRATION AND THE PTA OF NEWTON STREET SCHOOL FOR BEING UNABLE TO DELIVER THE KEYNOTE ADDRESS AT THEIR GRADUATION CEREMONY AND REQUESTING THAT HE BE INVITED TO ADDRESS THE STUDENTS AT A FUTURE ENGAGEMENT** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-w. **A MOTION REQUESTING THE NEWARK POLICE DEPARTMENT TO INVESTIGATE THE ALLEGED MUGGINGS OF STUDENTS WALKING BETWEEN HOME AND ANN STREET SCHOOL** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-x.** A MOTION DIRECTING THE CITY CLERK TO RESEARCH FOR THE SEWER AND WATER COMMITTEE, THE DOLLAR AMOUNT THAT THE CITY OF NEWARK IS CHARGED FOR WATER USAGE IN PER MILLION GALLONS AND THE DOLLAR AMOUNT THAT THE CITY OF NEWARK IN TURN CHARGES ITS RESIDENTS AND OTHER MUNICIPALITIES WHEN IT RESELLS THE WATER was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, President Tucker.
Absent: Council Member Villani.
- 7-M-y.** A MOTION REQUESTING THE POLICE DIRECTOR AND FIRE DIRECTOR TO SET UP A SURVEILLANCE UNIT IN THE AREA OF ORANGE STREET BETWEEN 12TH AND 14TH STREETS AS WELL AS GROVE STREET NEAR THE CEMETERY TO APPREHEND THOSE PEOPLE DUMPING TIRES was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-z.** A MOTION AFFIRMING ITS UNSWERVING SUPPORT OF THE EAST ORANGE CITY ADMINISTRATION, MUNICIPAL COUNCIL AND POLICE DEPARTMENT EFFORTS IN RESOLVING THE RECENT, OMINOUS MURDERS OF FIVE EAST ORANGE FEMALE RESIDENTS was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-ba.** A MOTION EXPRESSING SINCERE BEST WISHES TO MS. CAROLYN HUNTER, AIDE TO COUNCIL PRESIDENT DONALD TUCKER, ON THE OCCASION OF HER BIRTHDAY was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bb.** A MOTION DIRECTING THE CITY CLERK TO INVITE ENGINEERING DIRECTOR ZACH TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS WAYS AND MEANS OF CLEANING AND MAINTAINING THE HARRISON DOUGLAS PARK was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bc.** A MOTION REQUESTING THE POLICE DIRECTOR AND FIRE DIRECTOR TO SET UP A SURVEILLANCE UNIT IN THE AREA OF GROVE STREET BETWEEN SOUTH ORANGE AVENUE AND CENTRAL AVENUE TO APPREHEND THOSE PEOPLE DUMPING GARBAGE was made by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.
- 7-M-bd.** A MOTION WELCOMING THE NATIONAL LEAGUE OF CITIES TO THE CITY OF NEWARK ON MAY 18, 1992, ON THE OCCASION OF OPERATING A WORKSHOP AT THE HILTON HOTEL was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-be. A MOTION CONGRATULATING NEWARK BOARD OF EDUCATION MEMBER, REV. PERRY SIMMONS, JR., UPON BEING RE-ELECTED PRESIDENT OF THAT DISTINGUISHED, EDUCATIONAL POLICY MAKING PANEL was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 7-M-bf. A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO ISSUE A PUBLIC SERVICE ANNOUNCEMENT TO THE MEDIA ADVISING NEWARK RESIDENTS AS WELL AS OUT-OF-TOWNERS OF THE LOCATION WHERE OLD TIRES CAN BE DROPPED OFF FOR DISPOSAL was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a. The City Clerk presented Communication from Business Administrator Grant, received March 25, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Chief Community Organization Specialist in the Department of Engineering)."
(Chief Community 1 1/1/91 \$27,150.73 - \$32,637.75
Organization
Specialist (35 Hours))
(Creating title in Department of Engineering which more appropriately describes duties and responsibilities of employee serving in another title. Change in title will result in cost saving. Old title is common title. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Member Villani.

- 8-b. The City Clerk presented Communication from Business Administrator Grant, received April 6, 1992, enclosing proposed, "Ordinance ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the titles of Coordinator of Contractual Operations and Analyst Grant Applications/Program Monitor in the Department of Health and Human Services)."
(Coordinator of 1 1/1/91 \$32,637.75 - \$39,306.40
Contractual
Operations (35 Hours))

Analyst Grant 1 1/1/91 15,360.46 - 18,466.67
Applications/
Program Monitor,
Part-Time (20 Hours))
(Creating two titles in Department of Health and Human Services which will enable department to utilize funds from Ryan White H.I.V. Supplemental Grant and C.D.B.G. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

April 15, 1992

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 8-c. The City Clerk presented **Communication from Business Administrator Grant, received April 6, 1992, enclosing proposed, "Ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Mount Pleasant Avenue as a one-way street."**

(North Ward)

(Deleting:

Mount Pleasant Avenue, southbound from Harvey Street to Clay Street.

Adding:

Mount Pleasant Avenue, southbound, from Oriental Street to Clay Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the May 6, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole.

Council Member Carrino, through the Chair, directed the City Clerk to communicate with Engineering Director Zach requesting him to submit in writing an explanation why this change was being made.

The motion was adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 8-d. The City Clerk presented **Communication from Business Administrator Grant, received April 6, 1992, enclosing proposed, "Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken and and by the City of Newark in the County of Essex, State of New Jersey."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of debt statement from Division of Local Government Services)

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 8-e. **Communication from Business Administrator Grant, received April 14, 1992, enclosing proposed, "Ordinance to amend 6-Ph, S & F-g adopted April 3, 1991, approving the sale of numerous properties located in the City of Newark pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)."**

(A.S.)

(By deleting and adding certain blocks)

(Various properties on Miller Street, Sherman Avenue, Pennsylvania Avenue, Wright Street, Brunswick Street, Emmet Street, Astor Street, Murray Street, Thomas Street, Parkhurst Street, South 6th Street, 12th Avenue, Littleton Avenue, 4th Street, Sussex Avenue, North 12th Street, 7th Avenue, North 13th Street-East/Central/ West Wards)

(\$160,000.)

April 15, 1992

(For action on this item, see Ordinance 6-F-j (A.S.) on page 5, in the minutes of this meeting.)

- 8-f. Communication from Business Administrator Grant, received March 20, 1992, enclosing proposed, "Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structures, more specifically identified on the Official Tax Map as Block 697, Lot 29 more commonly known as 63 Davenport Avenue (a/k/a 648 No. 8th Street) for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter."
(Gerald and Mary Veneziano - North Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 8-g. The City Clerk presented Communication from Business Administrator Grant, received March 25, 1992, enclosing proposed, "Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structures, more specifically identified on the Official Tax Map as Block 2056, Lot 16 and more commonly known as 125 Main Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter."
(Jose A. Endemano, East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

- 8-h. Proposed "Ordinance to amend and supplement Title 10, Finance and Taxation,
(A.S.) Chapter 15, Tax Abatement for Qualified Residential Properties, of the Revised
Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented
(By amending Section 10:15-1 to include a provision for a 5 year tax abatement
on residential units only to owners of qualified residential property with mixed
uses who filed an application with the City of Newark within 6 months of the
adoption date of Ordinance 6-S & F-a (S-1), February 27, 1990)."
- (Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-k (A.S.) on page 5, in the minutes of this meeting.)

- 8-i. Communication from Business Administrator Grant, received April 15, 1992, 1992, enclosing proposed, "Ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 44 Rankin Street, a/k/a Block 236, Lot 51, within the University Heights Redevelopment Area, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq."
(\$405,000.) (Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-1 (A.S.) on pages 5 and 6, in the minutes of this meeting.)

- 8-j. **Communication from Business Administrator Grant, received April 15, 1992, enclosing proposed, "Ordinance authorizing the City of Newark to exchange the premises commonly known as 212 Elizabeth Avenue, Block 261, Lot 1, owned by the City of Newark and the premises 231-233 and 235-237 16th Avenue, Block 332, Lots 26, 27, 29 and 30, owned by the Guyton-Callahan American Legion Post pursuant to N.J.S.A. 40A:12-16."**
(A.S.)
(East/Central)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-m (A.S.) on page 6, in the minutes of this meeting.)

- 8-k. **Communication from Business Administrator Grant, received April 15, 1992, enclosing proposed, "Bond ordinance providing for the acquisition of a Police Radio System and Related Equipment by the City of Newark, in the County of Essex, New Jersey, appropriating \$300,000. therefore and authorizing the issuance of \$285,000. bonds or notes of the City for financing part of the cost thereof."**
(A.S.)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement Filed)
(Awaiting approval of Debt Statement from Division of Local Government Services)

(For action on this item, see Ordinance 6-F-n (A.S.) on page 6, in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. **Communication from Business Administrator Grant, received March 18, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Chief Construction Inspector in the Department of Development)."**
(Chief Construction Inspector
(40 Hours) (1) 1/1/91 \$30,472.16 - \$37,040.13)
(Creating new title in Department of Development which more appropriately describes duties and responsibilities of employee currently serving in title of Senior Assistant Estimator, Property Improvement. Fiscal Impact is \$1,500. due to increase in hours from 35 to 40 per week. Represented by A.F.S.C.M.E., Local 2299, (Inspectors))
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, Newark, New Jersey, was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

April 15, 1992

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from March 23, 1992 to April 6, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Parent Association of St. Benedict Elementary School	10471 (Amended)
Residents For Community Action	10576 (Amended)
St. Casimir's Church	10593 (Amended)
Blessed Sacrament Home School Association	10652
St. Rose of Lima Church	10655
Parent Association of St. Benedict Elementary School	10657
St. Benedict Booster Club	10658
St. Bridget's Church	10664

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Hopewell Baptist Church	10647 (Amended)
St. Nicholas Greek Orthodox Church	10656
Our Lady of Mount Carmel Church	10662
Our Lady of Mount Carmel Church	10663
N. J. Chapter of Eastern Airlines Silverliners	10665
Telephone Pioneers, Chapter 12	10666
Saint Vincent Academy Alumnae Association	10667
Saint Vincent Academy Alumnae Association	10668

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

This meeting adjourned at 10:20 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey at 1:06 P.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Carrino, Grant, Martinez, Rice,
President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Member Branch, Harris, Villani.

City Clerk Marasco read letter dated April 16, 1992, from Council President Tucker, calling a special meeting of the Municipal Council for Tuesday, April 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider the following legislation:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the titles of Dietitian, Part-time and Senior Clerk, Part-time in the Department of Health and Human Services).
(6-F-e, deferred April 15, 1992)

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Supervisor of Data Processing Operations and abolish Data Processing Coordinator in the Municipal Courts).
(6-F-f, deferred April 15, 1992)

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Municipal Parks Superintendent in the Department of Engineering)
(6-S & F-d, deferred April 15, 1992)

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Administrative Analyst in the Department of Administration).
(6-S & F-f, deferred April 15, 1992)

Resolution amending Resolution 7-R-f (S), September 11, 1990, contract with Goldman, Beale Associates and R.D. Jordan & Company, for provision of financial advice and assistance in sale of bonds and/or notes of City, for amount not to exceed \$73,000., for period August 1, 1990 to July 31, 1992... by extending contract period from August 1, 1991 to April 30, 1992, for additional amount not to exceed \$14,600....
(7-R-a, deferred April 15, 1992)

Resolution ratifying and authorizing Business Administrator to enter into contract with 10 vendors, lowest responsible bids received, to provide snow and/or sand spreading and snow plowing, for period February 1, 1992 to January 31, 1993, contract shall not exceed \$700,000.
(7-R-d, deferred April 15, 1992)

April 21, 1992

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute grant agreement with the Newark Performing Arts Corporation, Inc., to provide general operating support to New Jersey State Opera and Opera Music Theatre International, for period March 1, 1991 to December 31, 1991, in amount of \$30,112.

(7-R-e, deferred April 15, 1992)

Resolution authorizing Director of Engineering to execute Amendment to Sewer Agreement with Consolidated Rail Corporation, for 36 inch Sewer Pipe Crossing near Evergreen Avenue, to include a one-time lump sum payment of \$200. in lieu of annual rent and the thirty day termination clause to be terminable only upon mutual consent of both parties.

(7-R-l, deferred April 15, 1992)

Resolution amending the 1992 Capital Budget by amending the appropriation for certain capital projects and adding additional appropriations in the total amount of \$285,000.

(7-R-m, deferred April 15, 1992)

Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for approval of an ordinance entitled: "Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of bonds and notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey" in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq., and prior resolutions of the Local Finance Board.

(7-R-n, deferred April 15, 1992)

Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1½"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect.

(7-R-o, deferred April 15, 1992)

Resolution amending Resolution 7-R-bs-1, April 18, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$75,000., to Interracial Council for Business Opportunity, Other Expenses-\$75,000., totalling \$75,000., pursuant to Ordinance 6-S & F-d, April 16, 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.

(7-R-bf, deferred April 15, 1992)

Resolution amending Resolution 7-R-bs-2, April 18, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$25,000., to Project YERN, Other Expenses-\$25,000., totalling \$25,000., pursuant to Ordinance 6-S & F-d, April 16, 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.

(7-R-bg, deferred April 15, 1992)

April 21, 1992

Resolution amending Resolution 7-R-b(S), April 26, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$199,458., to Medical Benefits-Programmatic, Salaries and Wages-\$27,014., Social Service Assistance, Salaries and Wages-\$172,444., totalling \$199,458., pursuant to Ordinance 6-S & F-d, April 16, 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990. (7-R-bh, deferred April 15, 1992)

Resolution amending Resolution 7-R-cg, December 7, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds (H.C.D.A. XIII), from Contract Demolition, Salaries and Wages-\$566. to Other Expenses-\$566., from Demolition and Clearance, Salaries and Wages-\$27,605. to Other Expenses-\$27,605., totalling \$27,605., pursuant to Ordinance 6-S & F-d, April 16, 1980, (Reprogramming of HCDA XIII Year funds), by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990. (7-R-bi, deferred April 15, 1992)

Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$2,265,887.50. (7-R-bw (A.S.), deferred April 15, 1992)

Resolution establishing Temporary Appropriation for Various Departments and Agencies and Deferred Charges and Statutory Expenditures, Municipal; totalling \$23,456,310. (7-R-bx (A.S.), deferred April 15, 1992)

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$698,461., Newark Homeless Health Care Project.

Temporary emergency resolution appropriating \$698,461., Newark Homeless Health Care Project; said emergency funds shall be provided in 1992 budget.

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$253,000., Emergency Shelter Grant.

Temporary emergency resolution appropriating \$253,000., Emergency Shelter Grant; said emergency funds shall be provided in 1992 budget.

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$705,487., Nutrition Project for the Elderly.

Temporary emergency resolution appropriating \$705,487., Nutrition Project for the Elderly; said emergency funds shall be provided in 1992 budget.

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$87,506., Nutrition Project for the Elderly Meals on Wheels.

Temporary emergency resolution appropriating \$87,506., Nutrition Project for the Elderly - Meals on Wheels; said emergency funds shall be provided in 1992 budget.

Resolution amending Resolution 7-R-bs, June 19, 1991, agreement with Metropolitan Life Insurance Company, New York, New York.

April 21, 1992

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977, and amendments thereto (To adjust salary for the Corporation Counsel).

Ordinance to amend an ordinance entitled "An ordinance to amend Title 21, Chapter 5, Section 3, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented (To adjust sewer user charges)," 6-S & F-p, adopted September 25, 1990, by deleting Section 6, dealing with incurred costs due to Federal and State regulations.

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Chief Community Organization Specialist in the Department of Engineering).
(8-a, deferred April 15, 1992)

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the titles of Coordinator of Contractual Operations and Analyst Grant Applications/Program Monitor in the Department of Health and Human Services).
(8-b, deferred April 15, 1992)

Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.
(8-d, deferred April 15, 1992)

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Chief Construction Inspector in the Department of Development).
(9-a, deferred April 15, 1992)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on April 16, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

April 21, 1992

Ordinances on First Reading.

President Tucker called for ordinances on first reading.

- 6-F-a. (S) The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the titles of Dietitian, Part-time and Senior Clerk, Part-time in the Department of Health and Human Services).**

(To create the titles of Dietitian, Part-time and Senior Clerk, Part-time in the Department of Health and Human Services.)

(Dietitian, Part-time

(20 Hours) (1) 1/1/92 \$13,520.00 - \$13,520.00

(Senior Clerk, Part-time

(20 Hours) (1) 1/1/92 8,840.00 - 8,840.00)

(Creating two Part-time titles in Department of Health and Human Services to provide for immunization services for WIC. Title funded by a \$25,000. grant from Johnson & Johnson. Represented by Newark Council 21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, President Tucker.

Absent: Council Members Branch, Harris, Villani.

President Tucker: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a regular meeting on May 6, 1992.

- 6-F-b. (S) The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Supervisor of Data Processing Operations and abolish Data Processing Coordinator in the Municipal Courts).**

(Supervisor of Data Processing Operations

(35 Hours) 1/1/91 \$35,809.21 - \$43,161.02)

(Creating new title and abolishing old in Municipal Courts which more appropriately describes duties and responsibilities of employee serving in title. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, President Tucker.

Absent: Council Members Branch, Harris, Villani.

President Tucker: The yeses are six, the noes are none and three absent.

This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a regular meeting on May 6, 1992.

A motion to consider Item 8-b, on Ordinances on First Reading was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, President Tucker.

Absent: Council Members Branch, Harris, Villani.

- 6-F-c. (S) The City Clerk read **An ordinance to amend an ordinance entitled "An ordinance to amend Title 21, Chapter 5, Section 3, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented (To adjust sewer user charges), 6-S & F-p, adopted September 25, 1990, by deleting Section 6, dealing with incurred costs due to Federal and State regulations.**

April 21, 1992

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, President Tucker.
Absent: Council Members Branch, Harris, Villani.

President Tucker: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a special meeting to be held on May 26, 1992.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-a. (S)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled, "Ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Municipal Parks Superintendent in the Department of Engineering).

(Executive Assistant (1) 1/1/91 \$39,306.40 - \$47,410.82
(35 Hours))

(Creating new title in Department of Engineering which more accurately describes duties and responsibilities of employee serving in title and abolishing old title. Fiscal impact approximately \$300. year. Represented by Newark Council #21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to defer action on the ordinance was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, President Tucker.
Absent: Council Members Branch, Harris, Villani.

6-S & F-b. (S)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To create the title of Supervising Administrative Analyst in the Department of Administration).

(Supervising Administrative Analyst (1) 1/1/91 \$37,515.10 - \$45,234.29
(35 Hours))

(Creating new title in Department of Administration for a person presently serving in another title. Old title is common title. Funds presently available in Business Administrator's budget from vacant title. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, President Tucker.
Absent: Council Members Branch, Harris, Villani.

President Tucker: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

RESOLUTIONS.

- 7-R-a. (S) Resolution amending Resolution 7-R-f (S), September 11, 1990, contract with Goldman, Beale Associates and R.D. Jordan & Company, for provision of financial advice and assistance in sale of bonds and/or notes of City, for amount not to exceed \$73,000., for period August 1, 1990 to July 31, 1992... by extending contract period from August 1, 1991 to April 30, 1992, for additional amount not to exceed \$14,600., to be paid from Capital Projects as a bond cost. (Amended contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Grant and Director of Finance Jean met with the Council March 17, 1992)
(Mr. Clifford Goldman, Goldman, Beale Associates met with the Council March 31, 1992)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

- 7-R-b. (S) Resolution ratifying and authorizing Business Administrator to enter into contract with Flavio Aguirre, 229 Montclair Avenue, Newark, New Jersey 07104, P. Delli Santi & Co., 401 Jefferson Street, Newark, New Jersey 07114, Standard Concrete Block & Supply Co., Inc., 418-440 Adams Street, Newark, New Jersey 07114, S. Cooper Brothers Trucking, Inc., 594 Orange Street, Newark, New Jersey 07107, Newark Salt Spreading & Plowing Co., Inc., 46 Paris Street, Newark, New Jersey 07105, A&A Enterprises, Inc., 76-78 Riverside Avenue, Newark, New Jersey 07104, G.L. Salt Spreading Co., P.O. Box 72, Harrison, New Jersey 07029, Donna Salting, Inc., 457 Wilson Avenue, Newark, New Jersey 07105, F. Basso, Jr. Rubbish Removal Service, 900 Passaic Avenue, East Newark, Newark Jersey 07029 and Grafton Construction Company, 76 Riverside Avenue, Newark, New Jersey 07104, lowest responsible bids received, to provide snow and/or sand spreading and snow plowing, for period February 1, 1992 to January 31, 1993, contract shall not exceed \$700,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

- 7-R-c. (S) Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute grant agreement with the Newark Performing Arts Corporation, Inc., to provide general operating support to New Jersey State Opera and Opera Music Theatre International, for period March 1, 1991 to December 31, 1991, in amount of \$30,112.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

- 7-R-d. (S) Resolution authorizing Director of Engineering to execute Amendment to Sewer Agreement with Consolidated Rail Corporation, for 36 inch Sewer Pipe Crossing near Evergreen Avenue, to include a one-time lump sum payment of \$200. in lieu of annual rent and the thirty day termination clause to be terminable only upon mutual consent of both parties.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Harris, Villani.

- 7-R-e. (S) Resolution amending the 1992 Capital Budget by amending the appropriation for certain capital projects and adding additional appropriations in the total amount of \$285,000.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Harris, Villani.

- 7-R-f. (S) Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for approval of an ordinance entitled: "Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of bonds and notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey" in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq., and prior resolutions of the Local Finance Board.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Harris, Villani.

- 7-R-g. (S) Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1 1/2"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Harris, Villani.

- 7-R-h. (S) Resolution amending Resolution 7-R-bs-1, April 18, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$75,000., to Interracial Council for Business Opportunity, Other Expenses-\$75,000., totalling \$75,000., pursuant to Ordinance 6-S & F-d, April 16 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Harris, Villani.

- 7-R-i. (S) Resolution amending Resolution 7-R-bs-2, April 18, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$25,000., to Project YERN, Other Expenses-\$25,000., totalling \$25,000., pursuant to Ordinance 6-S & F-d, April 16, 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Harris, Villani.

- 7-R-j. (S) Resolution amending Resolution 7-R-b(S), April 26, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$199,458., to Medical Benefits-Programmatic, Salaries and Wages-\$27,014., Social Service Assistance, Salaries and Wages-\$172,444., totalling \$199,458., pursuant to Ordinance 6-S & F-d, April 16, 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Harris, Villani.

- 7-R-k. (S) Resolution amending Resolution 7-R-cg, December 7, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds (H.C.D.A. XIII), from Contract Demolition, Salaries and Wages-\$556. to Other Expenses-\$566., from Demolition and Clearance, Salaries and Wages-\$27,605. to Other Expenses-\$27,605., totalling \$27,605., pursuant to Ordinance 6-S & F-d, April 16, 1980, (Reprogramming of HCDA XIII Year funds), by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Harris, Villani.

- 7-R-l. (S) Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$2,165,887.50.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Harris, Villani.

- 7-R-m. (S) Resolution establishing Temporary Appropriation for Various Departments and Agencies and Deferred Charges and Statutory Expenditures, Municipal; totalling \$23,456,310.

(Copy of resolution and correspondence submitted to each Member of the Council)

April 21, 1992

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

7-R-n. (S) Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$698,461., Newark Homeless Health Care Project.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to reconsider the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

7-R-o. (S) Temporary emergency resolution appropriating \$698,461., Newark Homeless Health Care Project; said emergency funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to reconsider the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

7-R-p. (S) Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$253,000., Emergency Shelter Grant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to reconsider the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

- 7-R-q. (S) Temporary emergency resolution appropriating \$253,000., Emergency Shelter Grant; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to reconsider the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

- 7-R-r. (S) Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$705,487., Nutrition Project for the Elderly.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to reconsider the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

- 7-R-s. (S) Temporary emergency resolution appropriating \$705,487., Nutrition Project for the Elderly; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to reconsider the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

7-R-t. (S) Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$87,506., Nutrition Project for the Elderly Meals on Wheels.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to reconsider the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

7-R-u. (S) Temporary emergency resolution appropriating \$87,506., Nutrition Project for the Elderly - Meals on Wheels; said emergency funds shall be provided in 1992 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to reconsider the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

7-R-v. (S) Resolution amending Resolution 7-R-bs, June 19, 1991, agreement with Metropolitan Life Insurance Company, New York, New York.

A motion to table the resolution was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

COMMUNICATIONS.

- 8-a. (S) The City Clerk presented Communication from Business Administrator Grant, received April 15, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977, and amendments thereto (To adjust salary for the Corporation Counsel)."

(Corporation Counsel 5/1/92 \$80,000.00 - \$80,000.00)

(Ordinance adjusting salary of Corporation Counsel down by approximately \$10,000. Exempt Personnel so not covered by any bargaining agent.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by President Tucker, seconded by Council Member Grant and adopted by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Harris, Villani.

- 8-b. (S) Proposed "Ordinance to amend an ordinance entitled 'An ordinance to amend Title 21, Chapter 5, Section 3, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented (To adjust sewer user charges),' 6-S & F-p, adopted September 25, 1990, by deleting Section 6, dealing with incurred costs due to Federal and State regulations."

(For action on this item, see Ordinance 6-F-c on pages 5 & 6 in the minutes of this meeting.)

PENDING BUSINESS ON THE AGENDA.

- 9-a. (S) The City Clerk presented Communication from Business Administrator Grant, received April 6, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Chief Community Organization Specialist in the Department of Engineering)."

(Chief Community 1 1/1/91 \$27,150.73 - \$32,637.75

Organization

Specialist (35 Hours))

(Creating title in Department of Engineering which more appropriately describes duties and responsibilities of employee serving in another title. Change in title will result in cost saving. Old title is common title. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1992 Agenda of the Municipal Council for first reading was made by President Tucker, seconded by Council Member Grant and adopted by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Members Carrino.

Absent: Council Members Branch, Harris, Villani.

- 9-b. (S) The City Clerk presented Communication from Business Administrator Grant, received April 6, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the titles of Coordinator of Contractual Operations and Analyst Grant Applications/Program Monitor in the Department of Health and Human Services)."

(Coordinator of 1 1/1/91 \$32,637.75 - \$39,306.40

Contractual

Operations (35 Hours)

Analyst Grant 1 1/1/91 15,360.46 - 18,466.67

Applications/

Program Monitor,

Part-Time (20 Hours))

(Creating two titles in Department of Health and Human Services which will enable department to utilize funds from Ryan White H.I.V. Supplemental Grant and C.D.B.G. Represented by Newark Council #21, Civil Service Association)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1992 Agenda of the Municipal Council for first reading was made by President Tucker, seconded by Council Member Grant and adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

- 9-c. (S) The City Clerk presented Communication from Business Administrator Grant, received April 6, 1992, enclosing proposed, "Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

- 9-d. (S) The City Clerk presented Communication from Business Administrator Grant, received March 18, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Development' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Chief Construction Inspector in the Department of Development)."

(Chief Construction Inspector

(40 Hours) (1) 1/1/91 \$30,472.16 - \$37,040.13)

(Creating new title in Department of Development which more appropriately describes duties and responsibilities of employee currently serving in title of Senior Assistant Estimator, Property Improvement. Fiscal Impact is \$1,500. due to increase in hours from 35 to 40 per week. Represented by A.F.S.C.M.E., Local 2299, (Inspectors))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 6, 1992 Agenda of the Municipal Council for first reading was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Grant, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Carrino.
Absent: Council Members Branch, Harris, Villani.

This meeting adjourned at 1:20 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, May 6, 1992

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:05 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Edward B. Smart, Israel Memorial Church.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Gwendolyn Blue, Public Relations Consultants Lois Redisch, Delores Wheat and Harold Edwards, Lieutenant Lloyd Peterman and Lieutenant Joseph Pandolfo, Sergeants-at-Arms.

Absent: Council Members Carrino, Villani.

(Council Member Carrino arrived 1:25 P.M.)

(Council Member Villani arrived 1:29 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council."

In addition, the agenda of this meeting was similarly disseminated on May 1, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also receive copies of the schedule and agenda as required by law.

(Council Member Villani arrived after Ordinances on Second Reading and Final Passage and indicated at that time she would like to be recorded in the affirmative on Reports, Ordinances on First Reading and Ordinances on Public Hearing, Second Reading and Final Passage)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented 1991 Annual Report of Newark Alcoholic Beverage Control, submitted by Hon. Sharpe James, Mayor.

A motion that the 1991 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

- 4-b. The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark held March 19, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held March 19, 1992.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Members Carrino, Villani.
- 4-d. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held March 20, 1992.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Members Carrino, Villani.
- 4-e. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held March 20, 1992.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Members Carrino, Villani.
- 4-f. The City Clerk presented Report of Contracts Awarded, as recommended by Acting Purchasing Agent and approved by Business Administrator, for month of March 1992.
- A motion to approve the Report of Contracts awarded, recommended by Acting Purchasing Agent and approved by Business Administrator for the month of March, 1991, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council was made by the Council of the Whole and adopted by the following votes:
 Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Members Carrino, Villani.
- 4-g. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held March 19, 1992.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
 Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Members Carrino, Villani.
- 4-h. The City Clerk presented Report of Office of the City Clerk for the Month of March 1992.
- A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
 Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
 Absent: Council Members Carrino, Villani.

ORDINANCES AND HEARINGS OF CITIZENS.

Ordinances on First Reading.

President Tucker called for ordinances on first reading.

- 6-F-a. The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-Way Street) (East Ward)
(Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to table the ordinance on first reading awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Villani.

- 6-F-b. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, by adding thereto Dickerson Street as a Through Street. (Central Ward)
(Dickerson Street
Between Roseville Avenue and Norfolk Street
Between First Street and Norfolk Street)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to table the ordinance on first reading awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Villani.

- 6-F-c. The City Clerk read An ordinance amending Section 23:3-2, Prohibiting Left Turns, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising left turns at Market Street and McCarter Highway. (East Ward)
(West on Market Street to south on McCarter Highway)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to table the ordinance on first reading awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Villani.

- 6-F-d. The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a One-Way Street. (North Ward)

(Adding:

Kearny Street, eastbound, between Garside Street and Summer Avenue.

Deleting:

Kearny Street, eastbound, between Garside Street and Broadway.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to table the ordinance on first reading awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Villani.

- 6-F-e. The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Mount Pleasant Avenue as a one-way street. (North Ward)

(Deleting:

Mount Pleasant Avenue, southbound from Harvey Street to Clay Street.

Adding:

Mount Pleasant Avenue, southbound, from Oriental Street to Clay Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic

Engineering)

A motion to table the ordinance on first reading awaiting approval of Department of Transportation, Division of Traffic Engineering was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Villani.

- 6-F-f. The City Clerk read An ordinance granting five (5) years of Tax Abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 697, Lot 29 more commonly known as 63 Davenport Avenue (a/k/a 648 No. 8th Street) for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter. (Gerald and Mary Veneziano) (North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1992.

- 6-F-g. The City Clerk read An ordinance granting five (5) years of Tax Abatement to the owners of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 2056, Lot 16 and more commonly known as 125 Main Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.
(Jose A. Endemano) (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1992.

- 6-F-h. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Chief Community Organization Specialist in the Department of Engineering).

(Chief Community 1 1/1/91 \$27,150.73 - \$32,637.75
Organization
Specialist (35 Hours))

(Creating title in Department of Engineering which more appropriately describes duties and responsibilities of employee serving in another title. Change in title will result in cost saving. Old title is common title. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1992.

- 6-F-i. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To create the titles of Coordinator of Contractual Operations and Analyst Grant Applications/Program Monitor in the Department of Health and Human Services).

(Coordinator of 1 1/1/91 \$32,637.75 - \$39,306.40
Contractual
Operations (35 Hours))

Analyst Grant 1 1/1/91 15,360.46 - 18,466.67
Applications/
Program Monitor,
Part-Time (20 Hours))

(Creating two titles in Department of Health and Human Services which will enable department to utilize funds from Ryan White H.I.V. Supplemental Grant and C.D.B.G. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

May 6, 1992

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice,
President Tucker.

No: Council Member Bradley.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are six the noes are one and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1992.

6-F-j.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To create the title of Chief Construction Inspector in the Department of Development).

(Chief Construction Inspector

(40 Hours) (1) 1/1/91 \$30,472.16 - \$37,040.13)

(Creating new titles in Department of Development which more appropriately describes duties and responsibilities of employee currently serving in title of Senior Assistant Estimator, Property Improvement. Fiscal Impact is \$1,500. due to increase in hours from 35 to 40 per week. Represented by A.F.S.C.M.E., Local 2299, (Inspectors))

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1992.

A motion to consider Item 8-c, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Villani.

6-F-k.

The City Clerk read An ordinance to amend an ordinance entitled, 'An ordinance setting forth a policy for the City of Newark Prohibiting the Investment of Handling of Funds or Bonds with any institution having a financing relationship with the Republic of South Africa or with commercial entities doing business in or with the Republic of South Africa; further prohibiting all appearances and performances (in any facility that is owned, leased or regulated by the City of Newark) by any person who has performed or entertained in the Republic of South Africa', adopted August 8, 1984 (6-Ph, S & F-a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (to amend this ordinance to delete all reference to Namibia).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1992.

May 6, 1992

A motion to consider Item 8-f, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Villani.

6-F-1.

The City Clerk read An ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation to accept a Quit Claim Deed and execute an easement between the City of Newark and Julia McNeir of 35 Old Route 23, Newfoundland, New Jersey, for the purpose of maintaining the current and future structure as it presently exists on the premises located in Block 14803, Lot 3, Borough of West Milford, County of Passaic, State of New Jersey.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1992.

A motion to consider Item 9-a, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez,
Rice, President Tucker.

Absent: Council Members Carrino, Villani.

6-F-m.

The City Clerk read Communication from Business Administrator Grant, received April 15, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977, and amendments thereto (To adjust salary for the Corporation Counsel)."

(Corporation Counsel 5/1/92 \$80,000.00 - \$80,000.00)

(Ordinance adjusting salary of Corporation Counsel down by approximately \$10,000. Exempt Personnel so not covered by any bargaining agent.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, President Tucker.

No: Council Member Martinez.

Not Voting: Council Members Harris, Villani.

Absent During Roll Call: Council Member Rice.

President Tucker: The yeses are five the noes are one, two not voting and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1992.

May 6, 1992

A motion to consider Item 9-b, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Bradley.

Absent: Council Member Rice.

6-F-n.

the City Clerk read "Bond ordinance providing for Sidewalks, Lightning, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt statement filed)

(Awaiting approval of Director of Local Government Services)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Bradley.

Absent: Council Member Rice.

President Tucker: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on May 20, 1992.

A motion to consider Item 8-j, (A.S.) on Ordinances on First Reading was made by Council Member Grant, seconded by President Tucker and declared adopted by

President Tucker by the following votes:

Yes: Council Members: Bradley, Branch, Grant, Harris, Martinez, Villani, President Tucker.

Absent Council Members Carrino, Rice.

6-F-o.
(A.S.)

The City Clerk read An ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave, of Subparagraph (a)(2), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented.

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action May 20, 1992.

May 6, 1992

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Section 3, Paragraph (C) of Ordinance 6-S & F-k (S-1), July 16, 1986, entitled, "An ordinance to amend and supplement Title 2, Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by establishing a Department of Land Use Control" (By requiring the Tax Assessor to provide the applicant for exemption from taxes with a written response giving specific reasons why the applicant was granted or denied tax exemption status and further repealing Ordinance 6-Ph, S & F-c, February 19, 1992.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 3, Paragraph (C) of Ordinance 6S&F-k 071686 entitled, "An ordinance to amend and supplement Title 2, Administration, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, "by establishing a Department of Land use Control", be and is hereby amended and supplemented by adding subparagraph 6 to read as follows:

Section 3.

(C). The Tax Assessor, through his own efforts and those of other personnel within the division shall be responsible for the following duties:

(6). In connection with any application for exemption from taxes, the tax assessor shall provide the applicant in writing with the specific reasons therefor should it be determined that the subject property is or is not exempt.

Section 2. Ordinance 6 PH, S & F-c 021992 is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance is being amended to add a requirement that the tax assessor give reasons, in writing, should it be determined upon application that any property is or is not exempt from taxes and further repeals Ordinance 6PHS&FC 021992.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

After Ordinance 6-Ph, S & F-j, Council Member Grant requested his vote be changed from the negative to the affirmative.

May 6, 1992

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of premises commonly known as 711 South 11th Street, a/k/a Block 2631, Lot 2, (South Ward) pursuant to provisions of N.J.S.A. 40A:12-21(k).(\$1.-International Youth Organization)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 711 South 11th Street, Block 2631, Lot 2, on the Official Tax Map and Tax Duplicate (year 1992) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

Section 2. That the premises commonly known as 711 South 11th Street, Block 2631, Lot 2 be sold to International Youth Organization, a nonprofit corporation of the State of New Jersey, by private sale for the amount of \$1.00 pursuant to the provisions of N.J.S.A. 40A:12-21(k).

Section 3. The Director of Development is hereby authorized to execute a Bargain and Sale Deed for the above described premises with conditions as set forth in N.J.S.A. 40A:12-21(k), same to be approved by the Corporation Counsel and attested and acknowledge by the City Clerk.

Section 4. A copy of the executed documents shall be filed in the Office of the City Clerk.

Section 5. This Ordinance shall take effect upon final passage according to law.

STATEMENT

Passage of this Ordinance will permit the City of Newark to sell property to International Youth Organization.

May 6, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice,
President Tucker.

Absent During Roll Call: Council Member Harris.

Absent: Council Members Carrino, Villanij.

President Tucker: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 16, Land Subdivision, Chapter 9, Site Plan Review Section 28, guarantees requirements to amend Subsections (e), (f) and (g) and add a procedure for refunding performance bonds and monies upon completion of improvements as required by the Planning Board.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1: Title 16, Land Subdivisions, Chapter 9, Site Plan Review; Section 28, Guarantee Requirements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same are hereby amended and supplemented to read as follows:

.....
(e) The planning Board shall either approve, partially approve or reject the improvements, on the basis of the report of the Director of Engineering and shall notify the developer in writing, by certified mail, of the contents of said report and the action of said Board with relation thereto not later than 65 days after receipt of the notice from the Developer of the completion of the improvements. Failure of the Planning Board to send or provide such notification to the Developer within 65 days shall be deemed to constitute approval of the improvements and the Developer and surety, if any, shall be released from all liability pursuant to such performance guarantee.

(f) If any portion of the required improvements is rejected, the Planning Board may require the Developer to complete such improvements and, upon completion the same procedure of notification, as set forth in this section shall be followed.

(g) The Developer shall reimburse the municipality for all reasonable inspection fees paid to the Director of Engineering for the foregoing inspection of improvements.

May 6, 1992

(h) If a Developer fails to complete improvements in a timely fashion after receiving a notice of rejection, or partial rejection, then the Municipal Council may decide to retain all monies deposited as a guarantee.

(i) If all of the required improvements have been completed by the Developer and approved by the Planning Board then all monies and bonds held by the City of Newark for improvements shall be released to the Developer.

(j) All monies required to be refunded by this section shall be refunded within 120 days after the Planning Board receives notice of approval by the Director of Engineering of all the improvements.

Section 2: Any ordinance or part thereof inconsistent with the provisions herein be and are hereby repealed.

Section 3: This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance will establish a process for requiring monies to be held by the City and returned to the Developer after all improvements have been completed.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Martinez, Rice,
President Tucker.

Absent During Roll Call: Council Member Harris.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are six the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend 6-S & F-g adopted April 3, 1991, approving the sale of numerous properties located in the City of Newark; pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

May 6, 1992

WHEREAS, the Municipal Council of the City of Newark by Ordinance 6PHS & FG adopted on April 3, 1991, amended 6S & Fn on November 13, 1989 (the sale of numerous properties located on Tax Blocks 2793, 2797, 2800, 2801, 2803, 2804, 2805, 2807, 2808, 2812, 2815, 2818 and 2821 in the City of Newark; and

WHEREAS, the Governing Body wishes to amend this Ordinance.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. That premises listed on Schedule A and B, attached hereto and made part hereof, be sold to the Housing Authority of the City of Newark, by private sale for the amount of One Hundred, Sixty (\$160.00) Dollars pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

Section 2. That the Business Administrator be authorized to execute Bargain and Sale Deeds for the described premises, same to be acknowledged by the City Clerk.

Section 3. That the title of the individual lots being sold hereunder as listed on Schedule A, (NJ 2-41) and Schedule B, (NJ 2-44) hereto shall revert to the City, if:

1. the Authority informs the City of Newark in writing that any of said parcels are found to be unsuitable for the construction of Public Housing, or
2. the Authority does not commence the construction on the premises listed on Schedule A and B within thirty (30) months of the date of adoption of this Ordinance, the properties will revert to the City of Newark, except for delays beyond the control and fault of the Authority, or
3. the construction on the properties listed on Schedule A and B is not completed within three (3) years of the date of commencement of work. This is subject to and subordinated to the right of HUD, any developer, and/or financial institution advancing money for the project constructed on the premises.

Section 4. That copies of the executed deeds shall be placed on file in the Office of the City Clerk by the Business Administrator.

Section 5. That this Ordinance shall take effect immediately.

STATEMENT

Passage of this Ordinance will permit the City of Newark to sell land to the Housing Authority for construction of low rent public housing.

May 6, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Grant.

Absent: Council Members Carrino.

President Tucker: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 10, Finance and Taxation, Chapter 15, Tax Abatement for Qualified Residential Properties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending Section 10:15-1 to include a provision for a 5 year tax abatement on residential units only to owners of qualified residential property with mixed uses who filed an application with the City of Newark within 6 months of the adoption date of Ordinance 6-S & F-a (S-1). February 27, 1990))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, it was the intention of the State legislature via the enactment of N.J.S.A. 54:4-3.139 et. seq. on December 27, 1989 to grant a 5-year tax abatement to qualified residential properties containing a mixed use, provided that the real property consisted of not more than four (4) units, of which not more than one (1) was to be used for business or commercial purposes; and

WHEREAS, the initial 5-year tax abatement application distributed by the City of Newark in April of 1990 incorporated the intention of the State legislature therein to include said mixed use of the real property; and

WHEREAS, it was the intention of the Municipal Council via the adoption of Ordinance 6S&FA(S-1) on February 27, 1990 to grant 5-year tax abatements only to qualified residential properties consisting of one to four family dwelling units; and

WHEREAS, certain individuals seeking the 5-year tax abatement filed applications with the City of Newark who had qualified residential properties containing a mixed use; and

WHEREAS, the Municipal Council is desirous of amending its Ordinance to grant a 5-year tax abatement, on the residential units only, to include those individuals having qualified residential properties containing a mixed use where not more than one (1) of the four (4) units is used for business or commercial purposes, who filed their application based upon the State form with the City of Newark within six (6) months of the adoption date of Ordinance 6S&FA (S-1).

May 6, 1992

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 10, Finance and Taxation, Chapter 15 Tax Abatement for Qualified Residential Properties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is hereby amended and supplemented by revising section 10:15-1 in its entirety as follows:

10:15-1 - STATEMENT OF INTENTION - The City of Newark, pursuant to N.J.S.A. 54:4-3.139 et. seq. makes known its intention to utilize the tax abatement provision authorized by the State legislature to provide for a 5-year tax abatement for new one, two, three and four family residential structures as defined herein. In addition, it is the intention of the City of Newark to provide for a 5-year tax abatement, on the residential units only, to owners of qualified residential properties consisting of not more than four (4) units, of which not more than one (1) is used for business or commercial purpose, who filed a tax abatement application based upon the State form with the City of Newark within six (6) months of the adoption date of Ordinance 6S&FA(S-1).

Section 2. All prior Ordinances or parts thereof inconsistent herewith are hereby repealed.

Section. 3. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance amends and supplements Section 10:15-1 of Ordinance 6S&FA(S-1) including a provision for a 5-year tax abatement, on the residential units only, to owners of qualified residential properties, consisting of not more than four (4) units, of which not more than one (1) is used for business or commercial purposes, who filed a tax abatement application based upon the State form with the City within six (6) months of the adoption date of Ordinance 6S&FA(S-1).

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice,

President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 6, 1992

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 44 Rankin Street, a/k/a/ Block 236, Lot 51, within the University Heights Redevelopment Area, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

WHEREAS, by Ordinance 6S&FL dated July 21, 1989, the Municipal Council of the City of Newark authorized the purchase of 44 Rankin Street, A/K/A Block 236, Lot 51, for \$300,000.00.

WHEREAS, the review appraiser, is of the opinion that the correct Market Value is \$405,000.00.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 44 Rankin Street, A/K/A Block 236, Lot 51, are to be purchased by the City of Newark and are needed for redevelopment purposes by the City of Newark.

Section 2. That the premises identified as 44 Rankin Street, A/K/A Block 236, Lot 51, shall be purchased by the City of Newark through the Department of Development for the total amount of Four Hundred Five Thousand Dollars (\$405,000.00), subject to the Director of Development's right to increase any offer in accordance with N.J.S.A.40A:12-5(a)(1). The appraisal price is set forth in Exhibit A.

Section 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the property listed above.

Section 4. That the Corporation Counsel be and is hereby authorized to record said deed with the Register of Essex County, after said deed has been approved by him as to form and further attested to and acknowledged by the City Clerk.

Section 5. That a copy of the executed deed shall be filed in the Office of the City Clerk by the Director of Department of Development.

Section 6. In the event, the owner of the property identified in this Ordinance refuse to accept the offer of the City of Newark, the Corporation Counsel be and is hereby authorized to institute legal proceedings in the Superior Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

Section 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

Section 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said Court.

Section 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This Ordinance authorizes the Department of Development to acquire property at 44 Rankin Street, A/K/A Block 236, Lot 51, located within the University Heights Redevelopment Area.

May 6, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

President Tucker: The yeses are seven the noes are none and two absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the City of Newark to exchange the premises commonly known as 212 Elizabeth Avenue, Block 261, Lot 1, owned by the City of Newark and the premises 231-233 and 235-237 16th Avenue, Block 332, Lots 26, 27, 29 and 30, owned by the Guyton-Callahan American Legion Post; pursuant to N.J.S.A. 40A:12-16.

WHEREAS, the City of Newark has determined that the premises commonly known as 231-233 and 235-237 16th Avenue, Block 332, Lots 26, 27, 29 and 30 on the Official Tax Maps and Tax Duplicate (year 1990), of the City of Newark and owned by Guyton-Callahan American Legion Post is need for public purpose, and

WHEREAS, the City of Newark has determined that the premises commonly known as 212 Elizabeth Avenue, Block 261, Lot 1, on the Official Tax Maps and Tax Duplicate (year 1990), of the City of Newark is no longer needed for a public purpose, and

WHEREAS, the owner of the premises 231-233 and 235-237 16th Avenue, Block 332, Lots 26, 27, 29 and 30, has agreed to exchange said lands with the City of Newark in return for the premises commonly known as 212 Elizabeth Avenue, Block 261, Lot 1, and

WHEREAS, the properties are of equal or similar value, no additional payment to the City of Newark for this exchange is required.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The exchange of the aforementioned properties between Guyton Callahan American Legion Post and the City of Newark be and is hereby approved.

Section 2. The Acting Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents to be approved as to form by the Corporation Counsel and to be attested and acknowledged by the City Clerk.

Section 3. A copy of the deeds of transfer shall be filed with the Office of the City Clerk.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the state of New Jersey.

STATEMENT

Passage of this ordinance will permit the City of Newark to exchange land with Guyton Callahan American Legion Post.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino.

President Tucker: The yeses are eight the noes are none and one absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Council Member Carrino arrived 1:25 P.M.)

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance providing for the acquisition of a Police Radio System and Related Equipment by the City of Newark, in the County of Essex, New Jersey, appropriating \$300,000. therefor and authorizing the issuance of \$285,000. bonds or notes of the City for financing part of the cost thereof.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY,

IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be undertaken by the City of Newark, New Jersey. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$300,000, including the sum of \$15,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section. 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$285,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

May 6, 1992

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of a Police Radio System for the Police Department, including all related equipment.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefore.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the City of Newark is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

.....(a) The improvement or purpose described in Section 3 of.....
this bond ordinance is not a current expense. It is an improvement
or purpose that the City may lawfully undertake as a general
improvement, and no part of the cost thereof has been or shall be
specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or
purpose within the limitations of the Local Bond Law, according to
the reasonable life thereof computed from the date of the bonds
authorized by this bond ordinance, is ten years.

(c) The Supplemental Debt Statement required by the
Local Bond Law has been duly prepared and filed in the office of
the Clerk, and a complete executed duplicate thereof has been filed
in the office of the Director of the Division of Local Government
Services in the Department of Community Affairs of the State of New
Jersey. Such statement shows that the gross debt of the City as
defined in the Local Bond Law is increased by the authorization of
the bonds and notes provided in this bond ordinance by \$285,000,
and the obligations authorized herein will be within all debt
limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$15,000 for items
of expense listed in and permitted under N.J.S.A. 40A:2-20 may be
included as part of the cost of the purpose or improvement
authorized herein and is included in the foregoing estimate
thereof.

Section 7. The full faith and credit of the City are hereby
pledged to the punctual payment of the principal of and interest on
the obligations authorized by this bond ordinance. The obligations
shall be direct, unlimited obligations of the City, and the City
shall be obligated to levy ad valorem taxes upon all the taxable
property within the City for the payment of the obligations and
interest thereon without limitation of rate or amount.

Section 8. This bond ordinance shall take effect 20 days
after the first publication thereof after final adoption, as
provided by the Local Bond Law.

May 6, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To create the titles of Dietitian, Part-time and Senior Clerk, Part-time in the Department of Health and Human Services). (To create the titles of Dietitian, Part-time and Senior Clerk, Part-time in the Department of Health and Human Services.)

(Creating two Part-time titles in Department of Health and Human Services to provide for immunization services for WIC. Title funded by a \$25,000. grant from Johnson & Johnson. Represented by Newark Council 21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following titles:

POSITION

Dietitian, Part-Time
1534 (20 Hrs.) 1 1/1/92 \$13,520.00 - \$13,520.00

Senior Clerk, Part-Time
3247 (20 Hrs.) 1 1/1/92 8,840.00 - 8,840.00

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The ordination of these two (2) part-time titles will enable the Department of Health and Human Services to utilize a \$25,000.00 cash award from Johnson and Johnson to the City of Newark to provide for immunization services to W.I.C. Program participants.

May 6, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in then Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977 as amended and supplemented (To create the title of Supervisor of Data Processing Operations and abolish Data Processing Coordinator in the Municipal Courts).

(Creating new title and abolishing old in Municipal Courts which more appropriately describes duties and responsibilities of employee serving in title. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1(c) of the ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S&FC) adopted May 4, 1977 as amended and supplemented to create the title and salary range as follows:

(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Supervisor of Data Processing Operations 4002 (35 Hrs.)	1/1/91	\$35,809.21	\$43,161.02

SECTION 2. Section 1(c) of the aforementioned ordinance be further amended to abolish the following title as follows:

(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Data Processing Coordinator 1472 (37½ Hrs.)	1/1/91	\$37,237.67	\$44,903.45

SECTION 3. The hereinabove position title shall become effective February 3, 1992.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum or annual maximum salaries which are inconsistent herewith are hereby repealed.

May 6, 1992

SECTION 5. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Supervisor of Data Processing Operations" is being created because it more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Data Processing Coordinator".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeases are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertise in accordance with law and a hearing held thereon: It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street.

(West Ward)

(Kerrigan Boulevard and Ivy Street: stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Villani.

May 6, 1992

S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance creating positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To create the title of Executive Assistant and to abolish the title of Municipal Parks Superintendent in the Department of Engineering)

(Executive Assistant (1) 1/1/91 \$39,306.40 - \$47,410.82
(35 Hours))

(Creating new title in Department of Engineering which more accurately describes duties and responsibilities of employee serving in title and abolishing old title. Fiscal impact approximately \$300. year. Represented by Newark Council #21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to Mayor for his approval and disapproval.

(Council Member Villani arrived 1:29 P.M.)

HEARINGS OF CITIZENS.

6-HC-a. **MS. ROSALIND F. LAMARR, 447 NORTH 5TH STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to City Government.

6-HC-b. **MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY**, addressed the Members of the Municipal Council with respect to Police problems involving the City of Newark.

6-HC-c. **MS. DENZIE THOMAS, GARDEN STATE HOTEL, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to housing for low-income working people.

6-HC-d. **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to homelessness and aids.

A lengthy discussion was held by the Members of the Municipal Council.

Council Member Bradley, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Mr. Frank Hurtz and forward them to Director of Health and Human Services Ruffin for her attention and for any appropriate action.

6-HC-e. **MR. ARMANDO AVILES, 116 4TH AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to the April 7, 1992 Newark School Board Election and property located at 254 Broadway.

A lengthy discussion was held by the Members of the Municipal Council.

Council Member Martinez, through the Chair, directed the City Clerk to communicate with Director of Land Use Control McLucas requesting an inspection report for property located at 254 Broadway.

Council Member Carrino, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Mr. Armando Aviles and forward to Essex County Prosecutor Mulvihill for his consideration.

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. Resolution amending the 1992 Capital Budget by amending the appropriation for certain capital projects and adding additional appropriations in the total amount of \$285,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Not Voting: Council Member Bradley.
Absent During Roll Call: Council Member Rice.

- 7-R-b. Resolution authorizing the Director of Finance of the City to apply to the Local Finance Board for approval of an ordinance entitled: "Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of bonds and notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey" in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq., and prior resolutions of the Local Finance Board.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Not Voting: Council Member Bradley.
Absent During Roll Call: Council Member Rice.

- 7-R-c. Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1½"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for May 12, 1992, at 11:00 A.M., or as soon thereafter as practical in the Council Conference Room, City Hall, Newark, New Jersey was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

- 7-R-d. Resolution amending Resolution 7-R-b (S-1), April 18, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$75,000., to Interracial Council for Business Opportunity, Other Expenses-\$75,000., totalling \$75,000., pursuant to Ordinance 6-S & F-d, April 16, 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

7-R-e.

Resolution amending Resolution 7-R-b (S-2), April 18, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$25,000., to Project YERN, Other Expenses-\$25,000., totalling \$25,000., pursuant to Ordinance 6-S & F-d, April 16, 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-f.

Resolution amending Resolution 7-R-b(S), April 26, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds, from Demolition and Clearance, Other Expenses-\$199,458., to Medical Benefits-Programmatic, Salaries and Wages-\$27,014., Social Service Assistance, Salaries and Wages-\$172,444., totalling \$199,458., pursuant to Ordinance 6-S & F-d, April 16, 1980, by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-g.

Resolution amending Resolution 7-R-cg, December 7, 1990, authorizing transfer of Housing and Community Development Act, 13th Year (Thirteen) funds (H.C.D.A. XIII), from Contract Demolition, Salaries and Wages-\$566. to Other Expenses-\$566., from Demolition and Clearance, Salaries and Wages-\$27,605. to Other Expenses-\$27,605., pursuant to Ordinance 6-S & F-d, April 16, 1980, (Reprogramming of HCDA XIII Year funds), by correcting figures in Demolition and Clearance, Other Expenses and changing effective date of this amendment to December 31, 1990.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-h.

Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$2,165,887.50.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Grant, President Tucker.

No: Council Members Carrino, Martinez.

Not Voting: Council Members Harris, Villani.

Absent During Roll Call: Council Member Rice.

A motion to reconsider this item was made by Council Member Grant, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Council Members Bradley, Branch, Grant, Harris, President Tucker.

No: Council Members Carrino, Martinez.

Not Voting: Council Member Villani.

Absent During Roll Call: Council Member Rice.

May 6, 1992

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Bradley and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Grant, President Tucker.

No: Council Members Carrino, Martinez.

Not Voting: Council Members Harris, Villani.

Absent During Roll Call: Council Member Rice.

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for May 12, 1992, at 11:00 A.M., or as soon thereafter as practical in the Council Conference Room, City Hall, Newark, New Jersey was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-i. **Resolution establishing Temporary Appropriation for Various Departments and Agencies and Deferred Charges and Statutory Expenditures, Municipal; totalling \$23,456,310.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council member Rice.

- 7-R-j. **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$698,461., Newark Homeless Health Care Project.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-k. **Temporary emergency resolution appropriating \$698,461., Newark Homeless Health Care Project; said emergency funds shall be provided in 1992 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-l. **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$253,000., Emergency Shelter Grant.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-m. **Temporary emergency resolution appropriating \$253,000., Emergency Shelter Grant; said emergency funds shall be provided in 1992 budget.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
 Absent During Roll Call: Council Member Rice.
- 7-R-n. **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$705,487., Nutrition Project for the Elderly.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
 Absent During Roll Call: Council Member Rice.
- 7-R-o. **Temporary emergency resolution appropriating \$705,487., Nutrition Project for the Elderly; said emergency funds shall be provided in 1992 budget.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
 Absent During Roll Call: Council Member Rice.
- 7-R-p. **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$87,506., Nutrition Project for the Elderly Meals on Wheels.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
 Absent During Roll Call: Council Member Rice.
- 7-R-q. **Temporary emergency resolution appropriating \$87,506., Nutrition Project for the Elderly - Meals on Wheels; said emergency funds shall be provided in 1992 budget.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
 Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
 Absent During Roll Call: Council Member Rice.

7-R-r.

Resolution ratifying and authorizing Mayor to enter into contract with Marilyn Berry Thompson of Jorden Schulte and Burchette, to provide lobbying services in Washington, D.C., for period February 1, 1992 to January 31, 1993, maximum amount of contract is \$100,000., \$19,000. allocated in temporary budget; balance contingent upon appropriation of funds in 1992 budget. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for May 12, 1992, at 11:00 A.M., or as soon thereafter as practical in the Council Conference Room, City Hall, Newark, New Jersey was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-s.

Resolution ratifying and authorizing Business Administrator to enter into contract with Fisher/O'Hara Inc., 550 Myrtle Avenue, Boonton, New Jersey, 07005, lowest responsible bid received, to provide Moving Services - 338 Camden Street, for total sum of \$12,400., for one month period commencing December 5, 1991 to December 31, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-t.

Resolution ratifying and authorizing Business Administrator to enter into contract with Bernardi Incorporated, 401 Jefferson Street, Newark, New Jersey 07114, lowest responsible bidder, for providing Snow Plow Repairs, for period January 1, 1992 to December 31, 1992, contract shall not exceed \$50,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-u.

Resolution ratifying action taken by Director of Engineering, to secure services of Detail Associates, Inc., lowest responsible proposal submitted, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Detail Associates, Inc., 300 Grand Avenue, Englewood, New Jersey, 07631, for Asbestos Safety Monitoring in City Hall Annex, in amount of \$8,000.; project should be completed within 5 days. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-v. Resolution authorizing Director of Engineering to execute agreement with New Jersey Department of Transportation, which assigns jurisdiction of the completed 13th Street Bridge Project; estimated total cost of such improvement to be \$1,750,000. with a \$1,400,000. Federal share and a \$350,000. State share, pursuant to N.J.A.C 16:5B.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-w. Resolution authorizing Director of Engineering to execute contract with Governmental Advisory Associates, Inc., 177 East 87th Street, New York, New York 10128, for Professional Consultant Services to review and rewrite specifications for Contract 920-03, "Solid Waste and Recyclable Collection for Approximately One-Third of the City of Newark", for sum of \$5,200., contract should be completed within 90 days of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-x. Resolution authorizing Director of Engineering to execute contract with Austin Helle Company, Inc., 886 82 Pompton Avenue, Cedar Grove, New Jersey, 07009, lowest responsible bid, for Contract 91-34, Krueger-Scott Mansion Restoration (Phase I), in amount of \$1,115,000., plus alternates 1, 2, 3, 4, 5 and 8, bringing total contract amount to \$1,241,000., Contract should be completed within 180 days from Notice to Proceed.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-y. Resolution authorizing Director of Finance to issue check in amount of \$25,000., payable to Annie Henderson, Administratrix of the Estate of Ezzra Henderson and Maskaleris & Associates, her attorney, 30 Court Street, Morristown, New Jersey 07960, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, seeking recovery for damages allegedly sustained as result of death of Ezzra Henderson allegedly as result by negligent action by employees of City.

(Copy of resolution and correspondence submitted to each Member of the Council)
(First Assistant Corporation Counsel Johnson met with the Council May 5, 1992)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-z.

Resolution authorizing Director of Finance to issue checks to persons and in amounts shown in resolution, totalling \$251,747.54 for overpayments carried on books and records of Tax Collector by reasons of State Board Judgements, County Board Judgements and Cash Overpayments for years 1986, 1989, 1990, 1991 and 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-ba.

Resolution authorizing Director of Finance to issue check in amount of \$3,300. payable to Humelio Conception, partial refund of Performance Guarantee in amount of \$3,620., balance of \$320. retained plus accrued interest, upon receipt of any documents deemed necessary by Corporation Counsel, for property located at 452-454 Summer Avenue, Block 625, Lot 17.
(All necessary improvements have been satisfactorily conformed with except landscaping estimated at \$320.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-bb.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Jacques B. Lapeyrolerie, D.D.S., to provide dental services, for period January 1, 1992 to January 30, 1992; maximum amount of contract is \$1,200.; funds provided in and contingent upon adoption of 1992 budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1(1)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-bc.

Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Jacques B. Lapeyrolerie, D.D.S., to provide dental services, for period February 1, 1992 to January 31, 1993; maximum amount of contract is \$15,600.; funds provided in and contingent upon adoption of 1992 budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1(a)(1)(i)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-bd.

Resolution authorizing Mayor and Acting Director of Health and Human Services to apply for funds from New Jersey State Department of Health, Communicable Disease Control Services, in amount of \$200,073., \$319,131. from other sources, totalling \$519,204., for period July 1, 1992 through June 30, 1993, for provision of Sexually Transmitted Disease services to residents of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-be.

Resolution rescinding Resolution 7-R-bm, November 6, 1991, "Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute contract with Imran A. Shilleh, M.D., for provision of medical services to homeless individuals and families, for period May 1, 1991 through October 31, 1991; contract shall not exceed \$3,571.50; funds available from U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1(a)(i)); Imran A. Shilleh, M.D. failed to meet provision of contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-bf.

Resolution ratifying and authorizing Director of Police to enter into and execute agreement with Organized Crime Drug Enforcement Task Force of the United States Department of Customs to allow a Newark Police Detective to be deputized for purpose of investigating drug trafficking, for period April 1, 1992 to June 30, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-bg.

Resolution authorizing solicitation of sealed bids for City-owned property known as 20-22 Parkhurst Street, Block 2821, Lot 20; pursuant to N.J.S.A. 40A:2-13(a), and authorizing advertising and setting return date for acceptance of final bid for purchase of same under specified conditions. (Minimum bid amount-\$5,000., Minimum Capital Improvement-\$50,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bh. Resolution authorizing solicitation of sealed bids for leasing of non-residential premises known as 665-71 Broad Street - Retail Ground Stores 1 & 2, not needed for public purposes, and setting a date for return of bids as May 26, 1992; pursuant to N.J.S.A. 40A:12-14 (a), and authorizing advertising and setting return date for acceptance of final bid for purpose of same under specified conditions.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bi. Resolution amending Resolution 7-R-bc (A.S.), October 16, 1991, authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at Public Auctions held on September 26 and 27, 1991, listed on the attached Exhibits A, B, C, D for the sum of \$1,966,544. to the highest bidders pursuant to Resolution 7-R-cx (A.S.) September 4, 1991, by deleting Joyce Ngcobo, from the Contract of Sale to purchase City-owned property known as 620-624 Orange Street, Block 1899, Lot 1.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bj. Resolution designating official mailing address for apartment building on land known as 792-820 Highland Avenue, Block 852, Lot 11, as "90 Tiffany Boulevard.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bk. Resolution designating reserved parking area for handicapped motorists on Adams Street, westside, beginning 166 feet north of the northerly curbline of Ferry Street and extending 25 feet northerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8.**

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bl. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$21,000., Sexually Transmitted Disease Health Services.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bm. Temporary emergency resolution appropriating \$21,000., Sexually Transmitted Disease Health Services; said emergency funds shall be provided in 1992 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bn. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$4,000., Mini Festivals.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bo. Temporary emergency resolution appropriating \$4,000., Mini-Festivals, said emergency funds shall be provided in 1992 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bp. Resolution appointing Michael Bohler for a term commencing May 6, 1992 and ending May 6, 1993.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bq. Resolution approving Constable Bond in the amount of \$1,000., issued to Tanson Boyd Jr., as to form amount and sufficiency.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-br-1. Resolution recognizing and commending the Elizabeth Avenue-Meequahic Presbyterian Church on the occasion of its 145th Anniversary celebration.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

7-R-br-2. Resolution recognizing and commending Major George Evans, Mr. Steve Schindler, Mr. William Coleman and all of the players, coaches, advisors and other individuals and organizations instrumental in forming the Late Night Basketball League.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

7-R-br-3. Resolution recognizing and commending City National Bank on the distinguished occasion of hosting its Second Annual Ministers Appreciation Breakfast on Saturday, April 25, 1992.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

7-R-br-4. Resolution recognizing and commending Elizabeth and John Milton on the occasion of their 50th Wedding Anniversary.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

7-R-br-5. Resolution recognizing and commending The Joint Connection on the distinguished occasion of its first Annual Employment Awards Ceremony held on Friday, May 1, 1992 at Seton Hall University School of Law.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

7-R-br-6. Resolution recognizing and commending the sponsors of the Second Annual City-wide Revival held on April 20-24, 1992, at New Hope Baptist Church.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

7-R-br-7. Resolution recognizing and commending Mr. Willie Davis of Local 1233.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

May 6, 1992

- 7-R-br-8. Resolution recognizing and commending Julius Livecchi, Steve Emperio, Lawrence Scelfo and Anthony Caravella on the esteemed occasion of their retirement from the Division of Traffic and Signals, after many years of faithful and meritorius service.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-br-9. Resolution recognizing and commending Dr. Jose Fernandez, highly regarded Obstetrician and Gynecologist, on the occasion of receiving the St. James Hospital "Distinguished Service Award" for more than 30 years of meritorius service.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call.

- 7-R-br-10.**

Resolution recognizing and commending George Dickshield, Chief of the Essex County Sheriff's Office, on the distinguished occasion of a luncheon held in his honor on Tuesday, April 21, 1992.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-br-11.**

Resolution recognizing and commending the Basketball team members, coaches and advisors of the Northern Inquiry and Accounting Center of the Public Service Electric and Gas Company Employee's Club Basketball league.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-br-12.**

Resolution recognizing and commending certain Police Officers during National Police Week and supporting the Newark Police Department in paying homage to those police officers nationally who departed in the line of duty.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-br-13.**

Resolution recognizing and commending Ms. Minnie Walker.

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-br-14.

Resolution recognizing and commending Irvington Councilman Anthony T. Blasi, an honoree of the Newark Chapter of UNICO International.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-br-15.

Resolution recognizing and commending New Jersey State Police Superintendent Justin J. Dintino, an honoree of the Newark Chapter of UNICO International.

A motion to adopt the resolution was made President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-br-16.

Resolution recognizing and commending Mr. Vincent M. Aulisi, as an honoree of the 17th Annual Achievement Awards Breakfast of the Newark Chapter of UNICO International.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-br-17.

Resolution recognizing and commending Mr. Alfonso A. Conte, as an honoree of the 17th Annual Newark Chapter of UNICO International.

A motion to adopt the resolution was made by President Tucker, seconded by Council member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-br-18.

Resolution recognizing and commending Irvington High School Football Coach Chester L. Parlavecchio, an honoree of the Newark Chapter of UNICO International.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-br-19.

Resolution recognizing and commending Dr. Rocco R. Tutela, M.D., an honoree of Newark's Chapter of UNICO International's 17th Annual Achievement Awards Breakfast.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-br-20.

Resolution recognizing and commending Essex County Freeholder Linda Lordi Cavanaugh, an honoree of UNICO International's (Newark Chapter) 17th Annual Achievement Awards Breakfast.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Villani, and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-bs. **Resolution declaring the month of May, 1992 as "Older Americans Month" throughout the City of Newark.**

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call.

7-R-bt. **Resolution extending greetings to Ms. Mary Rogers of the occasion of her 100th Birthday.**

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-bu-1. **Resolution recognizing and commending Reverend Dr. Jasper Williams, renowned (A.S.) pastor of the Salem Baptist Church in Atlanta, Georgia, on the esteemed occasion of appearing at Newark's Fellowship Missionary Baptist Church to lead a six night revival for members, families and friends of this edifice.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-bu-2. **Resolution recognizing and commending Mr. Alexander Clark of Newark for exemplary (A.S.) valor and gallantry in making a "Citizen's Arrest" of an alleged burglar.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-bu-3. **Resolution recognizing and commending seven Newark Detectives (John Scott-Bey, (A.S.) Patrick Corcoran, Frank Huff, John Lima, Nicholas T. Casale, Edward Brannigan, James Wynn), Officers Miguel Carrillo and William Funk, for exemplary gallantry and valor in the line of duty.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

May 6, 1992

- 7-R-bu-4. Resolution recognizing and commending Domenica and Anthony (Tony) Suriano
(A.S.) on the occasion of their 50th Wedding Anniversary.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bu-5. Resolution recognizing and commending the Greater Harvest Baptist Church.
(A.S.)**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bu-6. Resolution recognizing and commending Mrs. Georgia E. Hearn on the occasion
(A.S.) of her 100th Birthday, celebrated April 23, 1992.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bu-7. Resolution recognizing and commending the New Jersey Youth Corps for its
(A.S.) extraordinary contributions to the Newark Extended Care Facility, Inc.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bu-8. Resolution recognizing and commending U.S. Congressman Edolphus Towns.
(A.S.)**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bv. Resolution approving Constable Bond in the amount of \$1,000., issued to Albert
(A.S.) Visco as to form amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

May 6, 1992

- 7-R-bw. Resolution urging the United States Department of Justice to conduct an expedient and thorough investigation into the possible violation of the civil rights of Rodney King.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris.

A lengthy discussion was held by the Members of the Municipal Council.

The motion was declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bx. Resolution declaring an emergency exists as to an "Ordinance authorizing the Acting Director of the Department of Development to acquire privately owned property located at 44 Rankin Street, A/K/A Block 236, Lot 51, within the University Heights Redevelopment Area, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq., Ordinance 6-S & F-f, being finally adopted May 6, 1992, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-by. Resolution authorizing the Director of Finance of the City of Newark to apply to the Local Finance Board for approval of a Bond Ordinance providing for the acquisition of a Police Radio system and related equipment by the City of Newark, in the County of Essex, New Jersey, appropriating \$300,000., therefor and authorizing \$285,000., Bonds or Notes of the City for financing part of the cost thereof.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-bz. Resolution amending the General Capital Surplus Fund and transferring a portion of the General Capital Surplus Fund in amount of \$15,000., as set forth herein.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-ca. Resolution by the Newark Municipal Council requesting the Metro-Newark Chamber of Commerce's participation in the Water/Sewer rate study to be conducted by Samuel Klein and Company and David M. Griffith and Associates.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

A lengthy discussion was held by the Members of the Municipal Council.

The motion was declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-cb.
(A.S.) Resolution authorizing the President of the Municipal Council on behalf of the Council to enter into and execute a contract with Samuel Klein and Company and David M. Griffith and Associates to provide accounting and consultant services in the development of sewer and water rates for an amount not to exceed \$99,500., for a period of fourteen weeks from date of execution of contract. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:15-5(1)(a)(i)).

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-cc.
(A.S.) Resolution authorizing Mayor and Acting Director of Development to enter into agreement with New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program, to accept grant on behalf of St. James Square Housing Corporation Project in amount of \$359,000., for construction of 22 low rental units, to be located on Tax Block 523, between Broad Street and Third Avenue, lower North Ward.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-cd.
(A.S.) Temporary emergency resolution appropriating \$100,000., Department of Health and Human Services, Division of Recreation and Cultural Affairs, Services by Contract or Agreement; said funds shall be provided in 1992 budget. (Funds for Drum and Bugle Corps)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-ce.
(A.S.) Temporary emergency resolution appropriating \$4,150,798., Department of Engineering, Other Expenses-\$4,139,908., Department of Police, Other Expenses-\$10,890., said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

7-R-cf.
(A.S.) Resolution authorizing the Business Administrator to accept from Drug Abuse Resistance Education (D.A.R.E.) a gift of a 1987 Chevrolet Astro Van, Vin # 1GCCM15E2HB123794 upon execution of all documents deemed necessary by Corporation Counsel.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

May 6, 1992

After Motion 7-M-bi, a motion to consider Resolution 7-R-cg (A.S.) was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-cg. Resolution authorizing Business Administrator to enter into agreement with Metropolitan Life Insurance Company, New York, New York, to permit said company to solicit employees to purchase voluntary life insurance plan in accordance with specifications and conditions which specify City of Newark will not be a contributor to pay the premium, City of Newark will permit payment of premiums through an authorized payroll deduction plan for which contractor will reimburse city for administrative costs; said funds will be deposited to the General Funds.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

MOTIONS.

- 7-M-a. A MOTION WISHING NEWARK HOUSING AUTHORITY COMMISSIONER ROLANDO VELAZQUEZ A SPEEDY RECOVERY FROM HIS ILLNESS** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-b. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF LANCE OWENS, JR. (BROTHER OF QUEEN LATIFA)** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF THOMAS WARREN OF NEWARK** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-d. A MOTION WISHING WBA CRUISERWEIGHT BOXER BOBBY CZYZ SUCCESS IN HIS SCHEDULED FIGHT IN LAS VEGAS** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-e. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ADAM FESTA, SR., FORMER SUPERVISOR OF MUNICIPAL PARKING FOR THE CITY OF NEWARK** was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HORACE GAUSEPOHL, FORMER ESSEX COUNTY DEMOCRATIC CHAIRMAN** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

- 7-M-g. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CHARLES CHIRICHIELLO** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-h. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. JEAN A. GOLDHOR, SISTER OF MS. EMMA GARCIA, AIDE TO COUNCILMAN HENRY MARTINEZ** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-i. **A MOTION RECOGNIZING AND COMMENDING ARTS HIGH SCHOOL STUDENT ROSEMARY DIAS, AS ONE OF TWELVE NEW JERSEY HIGH SCHOOL STUDENTS NOMINATED BY THE STATE ARTS FOUNDATION TO RECEIVE THE GOVERNOR'S ARTS AWARD ON JUNE 2, 1992** was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-j. **A MOTION RECOGNIZING AND COMMENDING MRS. CAROLYN KELLY AND THE NEWARK BASED FIRST CLASS CHAMPIONSHIP DEVELOPMENT CENTER UPON RECEIVING A \$70,000 GRANT FROM THE NATIONAL PARKS SERVICE OF THE DEPARTMENT OF THE INTERIOR FOR 'YOUTH ACTIVITIES'** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-k. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. DENISE GREEN OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-l. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN T. MALONEY, JR., A FIREFIGHTER WITH THE NEWARK FIRE DEPARTMENT** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-m. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. STEVE BELL OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-n. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF WILLIE WARD OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

- 7-M-o.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. GWENDOLYN D. COUSAR OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-p.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES SERRATELLI OF NEWARK AN EMPLOYEE OF PASSAIC VALLEY SEWAGE COMMISSION was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-q.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JULIA MATHIAS, 89, OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-r.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BERTHA HILLARD OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-s.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. PEARL BAILEY OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-t.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ALMA M. BYRON, DELRAY BEACH, FLORIDA, FORMER BARRINGER HIGH SCHOOL PHYSICAL EDUCATION TEACHER was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-u.** A MOTION REQUESTING THE LAW DEPARTMENT TO INVESTIGATE WHETHER OR NOT THE MUNICIPAL COUNCIL CAN LEGALLY CREATE AN ORDINANCE REQUIRING THE NEWARK BOARD OF EDUCATION TO TELEVISIONIZE ITS BOARD MEETINGS; FURTHER, IF SUCH LEGISLATION IS DEEMED PERMISSIBLE, PLEASE HAVE SAME DRAFTED AS SOON AS POSSIBLE was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-v.** A MOTION REQUESTING THE POLICE DEPARTMENT TO INVESTIGATE THE BLATANT SALE OF DRUGS IN THE VICINITY OF MAPLE AND CHANCELLOR AVENUES, ESPECIALLY DURING SCHOOL HOURS was made by Council Member Bradley, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

- 7-M-w. A MOTION REQUESTING THE POLICE DEPARTMENT TO INVESTIGATE THE BLATANT SALE OF DRUGS IN THE VICINITY OF MAPLE AND CHANCELLOR AVENUES, ESPECIALLY DURING SCHOOL HOURS** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-x. A MOTION REQUESTING THE EXECUTIVE SUPERINTENDENT OF SCHOOLS AND THE NEWARK BOARD OF EDUCATION TO STUDY THE FEASIBILITY OF EXTENDING THE SUMMER RECREATION PROGRAM SO AS TO INCLUDE THE ENTIRE SUMMER MONTHS** was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-y. A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR GRANT AND REPRESENTATIVES FROM NEW COMMUNITY CORPORATION TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE REGARDING RECREATION** was made by Council Member Branch, seconded by President Tucker and declared adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-z. A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR GRANT AND HEALTH AND HUMAN SERVICES DIRECTOR RUFFIN TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE UPDATE OF THE PHARMACY CLOSING** was made by Council Member Branch, seconded by President Tucker and declared adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-ba. A MOTION RESPECTFULLY REQUESTING THAT MAYOR SHARPE JAMES, ALONG WITH THE CITY ADMINISTRATION, STUDY THE FEASIBILITY OF ESTABLISHING A LITERACY PROGRAM FOR EMPLOYEES OF THE CITY OF NEWARK** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-bb. A MOTION RECOGNIZING AND COMMENDING FORMER ASSEMBLYWOMAN STEPHANIE BUSH ON HER RECENT APPOINTMENT AS COMMISSIONER OF THE STATE DEPARTMENT OF COMMUNITY AFFAIRS** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-bc. A MOTION DIRECTING THE CITY CLERK TO PREPARE A COMMENDING RESOLUTION DECLARING MAY 10 THROUGH MAY 16, 1992 "NURSING HOME WEEK" AND PLACE ON THE AGENDA OF MAY 20, 1992** was made by Council Member Harris, seconded by President Tucker and declared adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-bd. A MOTION REQUESTING THE NEWARK POLICE DEPARTMENT TO INITIATE AN INVESTIGATION INTO THE THEFT OF STOLEN JEWELRY FROM A LOCAL RESIDENT WHICH HAS SUBSEQUENTLY SURFACED AT A JEWELRY STORE ON MARKET STREET IN DOWNTOWN NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

- 7-M-be. A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO FORWARD A LETTER TO THE DEPARTMENT OF TRANSPORTATION INQUIRING ABOUT DOT'S PLANS FOR IMPROVING THE LIGHTING CONDITIONS ALONG THE SOUTH BRIDGE was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-bf. A MOTION CONGRATULATING COUNCILMAN DONALD BRADLEY ON HIS INDUCTION INTO THE NEWARK HALL OF FAME FOR HIS ATHLETIC ACHIEVEMENT AT WEST SIDE HIGH SCHOOL was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-bg. A MOTION COMMENDING THE NEWARK POLICE DEPARTMENT ALONG WITH MS. EDNA THOMAS, SOUL-O-HOUSE FOR DOING AN EXTRAORDINARY JOB IN HELPING TO SOOTHE THE TENSION AMONG CONCERNED RESIDENTS IN THE WAKE OF THE LOS ANGELES DISTURBANCES was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-bh. A MOTION WISHING A SPEEDY RECOVERY TO FORMER WEST WARD COUNCIL MEMBER MICHAEL P. BOTTONE was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-bi-1. A MOTION COMMENDING THE NEWARK BOARD OF EDUCATION AND THE METRO-NEWARK CHAMBER OF COMMERCE FOR A SPLENDID JOB IN HOSTING THE JOB FAIR AT ESSEX COUNTY COLLEGE was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-M-bi-2. A MOTION ENCOURAGING THE MAYOR, PRESIDENT OF THE MUNICIPAL COUNCIL AND THE BUSINESS COMMUNITY TO ORGANIZE A JOB FAIR WITHIN THE NEXT MONTH FOR YOUNGSTERS TO USE AS A VEHICLE FOR FINDING EMPLOYMENT ONCE SCHOOL CLOSES IN JUNE was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.

COMMUNICATIONS AND PETITIONS.

Communications.

- 8-a. The City Clerk presented Communication from His Honor, Mayor Sharpe James, received April 16, 1992, appointing, subject to confirmation, Ms. Bobi N. Ruffin, 26 Stengel Avenue, Newark, New Jersey, to serve as Director of Health and Human Services.
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ms. Ruffin met with the Council May 5, 1992).
- A motion to confirm the appointment of Ms. Bobi Ruffin, as Director of Health and Human Services was made by President Tucker, seconded by Council Member Branch.
- President Tucker: Will the Council confirm the appointment?
- Yes: Council Members Bradley, Branch, Carrino, Grant, Villani,
President Tucker.
Not Voting: Council Members Harris, Martinez.
Absent: Council Member Rice.
- City Clerk: This nomination is confirmed.
- 8-b. The City Clerk presented Communication from Business Administrator Grant, received April 13, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To create the title of Electrician's Helper and to abolish the Title of Apprentice Electrician in the Department of General Services)."
(Electrician's Helper 1/1/91 \$23,611.92 - \$25,145.87 - \$25,773.21
(35 Hours)
Apprentice Electrician 1/1/92 24,792.52 - 26,403.16 - 27,061.87
(35 Hours))
(Creating new title and abolishing old in the Department of Engineering.
No salary change. Represented by Building Trades Bargaining Committee.
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the May 20, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Member Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent: Council Member Rice.
- 8-c. An ordinance to amend an ordinance entitled, 'An ordinance setting forth a policy for the City of Newark Prohibiting the Investment of Handling of Funds or Bonds with any institution having a financing relationship with the Republic of South Africa or with commercial entities doing business in or with the Republic of South Africa; further prohibiting all appearances and performances (in any facility that is owned, leased or regulated by the City of Newark) by any person who has performed or entertained in the Republic of South Africa', adopted August 8, 1984 (6-Ph, S & F-a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (to amend this ordinance to delete all reference to Namibia).
(Copy of ordinance and correspondence submitted to each Member of the Council)
- (For action on this item, see Ordinance 6-F-k, on page in the minutes of this meeting.)

- 8-d. The City Clerk presented Communication from Business Administrator Grant, received April 27, 1992, enclosing proposed "Ordinance to amend an ordinance entitled 'An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented. (To adjust salaries per agreement with Newark Council #21, Civil Service Association)." (Adjusting salaries in Office of Mayor and Agencies-Municipal Courts in accordance with Labor Agreement for 4% for 1992, 1993 and 1994. Represented by Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return this ordinance to Administration, per request of Personnel Officer D'Auria was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 8-e. The City Clerk presented Communication from Business Administrator Grant, received April 27, 1992, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To create the title of Income Maintenance Technician and to abolish the title of Interviewer in the Department of Health and Human Services)."

(Income Maintenance Technician
(35 Hours) (1) 1/1/91 \$21,052.06 - \$24,785.53)

(Creating new title and abolishing old to replace a non-standard title with a title approved by New Jersey Department of Personnel. No change in salary. Represented by Newark Council #21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 8-f. The City Clerk presented Communication from Business Administrator Grant, received April 28, 1992, enclosing proposed, "Ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation to accept a Quit Claim Deed and execute an easement between the City of Newark and Julia McNeir of 35 Old Route 23, Newfoundland, New Jersey, for the purpose of maintaining the current and future structure as it presently exists on the premises located in Block 14803, Lot 3, Borough of West Milford, County of Passaic, State of New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

For action on this item, see Ordinance 6-F-1, on page 7 in the minutes of this meeting.)

- 8-g. Proposed "Ordinance to amend Title 23, Traffic and Parking, Chapter 7, Parking
(A.S.) Meter Regulations, generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to be further amended by creating Section 14, to allow a Holiday Season Moratorium on the enforcement of Parking Meters in certain areas and Parking Regulations and to allow a Moratorium on the enforcement of Parking Meter Regulations in the Residential Districts of the City on certain Holidays."

(New Years Day, Dr. Martin Luther King, Jr., Day, Lincoln's Birthday, Washington's Birthday, Good Friday, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day, Veteran's Day, Thanksgiving and Christmas Day)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the May 20, 1992 Agenda of the Municipal Council for first reading was made by President Tucker, seconded by Council Member Branch and adopted by the following votes:

Yes: Council Member Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

- 8-h.
(A.S.) Proposed "Ordinance to amend and supplement Title I, Business and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by Revising the Towing Rates and requiring that Towers Rates be posted on their licensed premises."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for May 12, 1992, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

President Tucker: The yeses are eight the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

- 8-i.
(A.S.) Proposed, "Ordinance authorizing the execution of a lease between the City of Newark, Owner, and The Vindicate Society, Inc., Lessee for the letting of the premises commonly known as 91-93 7th Avenue, Newark, New Jersey, (Block 476, Lots 28, 30, 32), for the sum of one hundred (\$100) or County Taxes, whichever is greater, per year for a period of five (5) years."

(Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Ordinance tabled June 20, 1990)

For action on this item, see Ordinance 6-F-d, on page 4 in the minutes of this meeting.)

- 8-j. Communication from Business Administrator Grant, received May 5, 1992, enclosing proposed, "Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave, of Subparagraph (a)(2), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented."

(For action on this item, see Ordinance 6-F-o, on page 8 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Grant, received April 15, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Law and establishing salaries therefor,' (6-S & F-g) adopted May 4, 1977, and amendments thereto (To adjust salary for the Corporation Counsel)."

(Corporation Counsel 5/1/92 \$80,000.00 - \$80,000.00)
(Ordinance adjusting salary of Corporation Counsel down by approximately \$10,000. Exempt Personnel so not covered by any bargaining agent.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

For action on this item, see Ordinance 6-F-m, on page 7 in the minutes of this meeting.)

- 9-b. Communication from Business Administrator Grant, received April 6, 1992, enclosing proposed, "Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement Filed)
(Awaiting approval of Debt Statement from Division of Local Government Services)

For action on this item, see Ordinance 6-F-n, on page 8 in the minutes of this meeting.)

May 6, 1992

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The following applications for Bingo and Raffle Licenses were approved by President Tucker in accordance with Resolution 7-R-b, July 1, 1990:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Blessed Sacrament Home School Assoc.	10652.

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Immaculate Heart of Mary Church	10669
St. James AME Church	10670
Beta Alpha Omega Chapter Alpha Kappa Alpha Sorority, Inc.	10671
Puerto Rican Day Parade of N.J., Inc.	10672
Women's Auxiliary of Columbus Hospital	10673
Lope De Vega Parents Association	10674

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent: Council Member Rice.

This meeting adjourned at 3:40 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, May 12, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 11:04 A.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Harris, Martinez, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Carrino, Grant, Rice, Villani.

Council Member Rice arrived 11:05 A.M.

Council Member Grant arrived 11:11 A.M.

Council Member Villani arrived 11:15 A.M.

City Clerk Marasco read letter dated May 7, 1992, from Council President Donald Tucker, calling a special meeting of the Municipal Council for Tuesday, May 12, 1992, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room/Room 304/Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1 1/2"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect. (Resolution 7-R-c deferred May 6, 1992)

Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$2,165,887.50. (Resolution 7-R-h deferred May 6, 1992)

Resolution ratifying and authorizing Mayor to enter into contract with Marilyn Berry Thompson of Jorden Schulte and Burchette, to provide lobbying services in Washington, D.C., for period February 1, 1992 to January 31, 1993, maximum amount of contract is \$100,000., \$19,000. allocated in temporary budget; balance contingent upon appropriation of funds in 1992 budget. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(II)). (Resolution 7-R-r deferred May 6, 1992)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Integrity House, Inc., for provision of child care services to children of substance abused parents during parents counselling session, for period December 1, 1991 through April 30, 1992, in amount of \$21,000., funds provided from County of Essex, Municipal Alliance Grant. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(II)).

Resolution appointing a Special Council Committee (Hon. Donald Tucker, Chairperson; Hon. Henry Martinez and Hon. Ronald L. Rice) to be in receipt of the City's study on water/sewer rates and come forth with a recommendation to the Municipal Council regarding the establishment of a Sewer Utility and adjustment of water/sewer rates to meet that particular need.

May 12, 1992

Ordinance to amend and supplement Title I, Business and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by Revising the Towing Rates and requiring that Towers Rates be posted on their licensed premises. (Ordinance 8-h deferred May 6, 1992)

Proposed "Ordinance amending Ordinance 6-S & F-J, adopted September 20, 1989, 'Ordinance authorizing the execution of a lease agreement between the City of Newark, Lessor, and The Vindicate Society, Inc. Lessee, for the letting of premises commonly known as 32 Central Avenue, Newark, New Jersey (Block 20, Lot 1) for the sum of one dollar (\$1.00) per year for the period commencing on August 16, 1990 and expiring on August 15, 1993,' by amending Paragraph 4 of the lease agreement by extending the termination notice from 30 to 90 days; and Paragraph 19 by providing for the lessee's quiet enjoyment of the premises."

Communication from His Honor, Mayor Sharpe James, received May 5, 1992, appointing, subject to confirmation, Ms. Doris McCray, 270-A Irvine Turner Boulevard, Newark, New Jersey, to serve as Commissioner for the Newark Housing Authority, for term commencing upon confirmation and expiring April 20, 1995.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail The Star Ledger and Jersey Journal, and by posting on the designated bulletin board in the basement of City Hall.

In addition, the notice of this meeting was similarly disseminated on May 7, 1992, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

(Council Member Rice arrived 11:05 A.M.)

(Council Member Grant arrived 11:11 A.M.)

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. (S) Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1 1/2"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect.**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Director of Finance Jean, Acting Director Whitley, Division of Water Accounting & Customer Service and Mr. Edward Caputo, Supervisor, Division of Water Accounting & Customer Service met with the Council May 12, 1992)

A lengthy discussion was held by the Members of the Municipal Council.

May 12, 1992

A motion to defer action on the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Rice, President Tucker.

No: Council Member Grant.

Absent During Roll Call: Council Member Martinez.

Absent: Council Members Carrino, Villani.

(Council Member Villani arrived 11:15 A. M.)

At a later time in the meeting, after Item 8-a, a motion to reconsider this item was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Grant and failed of adoption by the following votes:

Yes: Council Members Grant, Rice.

No: President Tucker.

Not Voting: Council Members Bradley, Branch, Harris, Villani.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Carrino.

7-R-b. (S)

Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$2,165,887.50.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Branch and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Grant, President Tucker.

No: Council Member Rice.

Not Voting: Council Members Harris, Villani.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Carrino.

At a later time in the meeting, after Item 8-a, a motion to reconsider this item was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.

No: Council Member Martinez.

Not Voting: Council Member Villani.

Absent: Council Member Carrino.

May 12, 1992

7-R-c. (S)

Resolution ratifying and authorizing Mayor to enter into contract with Marilyn Berry Thompson of Jorden Schulte and Burchette, to provide lobbying services in Washington, D.C., for period February 1, 1992 to January 31, 1993, maximum amount of contract is \$100,000., \$19,000. allocated in temporary budget; balance contingent upon appropriation of funds in 1992 budget. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(II)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Villani, President Tucker.

Not Voting: Council Member Rice.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Carrino.

7-R-d. (S)

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Integrity House, Inc., for provision of child care services to children of substance abused parents during parents counselling session, for period December 1, 1991 through April 30, 1992, in amount of \$21,000., funds provided from County of Essex, Municipal Alliance Grant. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(II)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to communicate with Director of Health and Human Services Ruffin requesting a performance report as to what took place was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Villani, President Tucker.

Absent During Roll Call: Council Members Martinez, Rice.

Absent: Council Member Carrino.

7-R-e. (S)

Resolution appointing a Special Council Committee (Hon. Donald Tucker, Chairperson; Hon. Henry Martinez and Hon. Ronald L. Rice) to be in receipt of the City's study on water/sewer rates and come forth with a recommendation to the Municipal Council regarding the establishment of a Sewer Utility and adjustment of water/sewer rates to meet that particular need.

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Villani, President Tucker.

Absent During Roll Call: Council Member Martinez, Rice.

Absent: Council Member Carrino.

May 12, 1992

Motions.

7-M-a.

A MOTION URGING THE CENTRAL PLANNING BOARD AND THE BOARD OF ADJUSTMENT TO ELECTRONICALLY RECORD ALL OF THEIR MEETINGS AND TO SUBMIT MINUTES AND ATTENDANCE RECORDS OF SAME FOR FILING WITH THE CITY CLERK'S OFFICE was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

Absent: Council Member Carrino.

(This motion was considered after Item 9-a (S).)

COMMUNICATIONS.

Communications.

8-a. (S)

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received May 5, 1992, appointing, subject to confirmation, Ms. Doris McCray, 270-A Irvine Turner Boulevard, Newark, New Jersey, to serve as Commissioner for the Newark Housing Authority, for term commencing upon confirmation and expiring April 20, 1995.

(Copy of communication submitted to each Member of the Municipal)

(Ms. McCray met with the Council May 12, 1992)

A motion to confirm the appointment of Ms. Doris McCray, to serve as Commissioner for the Newark Housing Authority, for term commencing upon confirmation and expiring April 20, 1995, was made by the Council of the Whole.

President Tucker: Will the Council confirm the appointment?

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: This appointment is confirmed.

8-b. (S)

The City Clerk presented Proposed "Ordinance amending Ordinance 6-S & F-J, adopted September 20, 1989, 'Ordinance authorizing the execution of a lease agreement between the City of Newark, Lessor, and The Vindicate Society, Inc. Lessee, for the letting of premises commonly known as 32 Central Avenue, Newark, New Jersey (Block 20, Lot 1) for the sum of one dollar (\$1.00) per year for the period commencing on August 16, 1990 and expiring on August 15, 1993,' by amending Paragraph 4 of the lease agreement by extending the termination notice from 30 to 90 days; and Paragraph 19 by providing for the lessee's quiet enjoyment of the premises."

(Copy of ordinance submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

May 12, 1992

PENDING BUSINESS ON THE AGENDA

9-a. (S)

Proposed "Ordinance to amend and supplement Title I, Business and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by Revising the Towing Rates and requiring that Towing Rates be posted on their licensed premises."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and further directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory, Acting Purchasing Agent Omolimo-Heard, Police Director Celester, Finance Director Jean and Director of General Services Campana to meet with the Towing Committee on Tuesday, May 19, 1992, at 10 A.M. in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, was made by President Tucker, seconded by Council Member Grant and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

ADJOURNMENT

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

This meeting adjourned at 12:36 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, May 18, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference, Third Floor, Room 304, City Hall, Newark, New Jersey, at 10:45 A.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,
President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Rice, Villani.

City Clerk Marasco read letter dated May 15, 1992, from Council President Tucker, calling a special meeting of the Newark Municipal Council, for Tuesday, May 18, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Office of the City Clerk, Third Floor, Room 306, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$140,000., Multi-Jurisdictional Narcotics Task Force Sub-Grant.

Temporary emergency resolution appropriating \$140,000., Multi-Jurisdictional Narcotics Task Force Sub-Grant; said emergency funds shall be provided in 1992 budget.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 15, 1992, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

7-R-a (S). Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$140,000., Multi-Jurisdictional Narcotics Task Force Sub-Grant.

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,
President Tucker.
Absent: Council Members Rice, Villani.

7-R-b (S). Temporary emergency resolution appropriating \$140,000., Multi-Jurisdictional Narcotics Task Force Sub-Grant; said emergency funds shall be provided in 1992 budget.

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez,
President Tucker.
Absent: Council Members Rice, Villani.

May 18, 1992

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

Absent: Council Members Rice, Villani.

This meeting adjourned at 10:47 A.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 12:51 P.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Carrino, Grant, Harris, President Tucker.

Absent: Council Members Martinez, Rice, Villani.

(Council Members Martinez, Rice, Villani arrived 1:00 P.M.)

City Clerk Marasco read letter dated May 14, 1991, from Hon. Donald Tucker, President of the Municipal Council, calling a special meeting of the Municipal Council for Tuesday, May 19, 1992, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, Third Floor/Council Chamber, Second Floor, City Hall, Newark, New Jersey, for the purpose of **INTRODUCING THE 1992 MUNICIPAL BUDGET, AND TO CONSIDER ANY OTHER RELATED ACTIONS DEEMED NECESSARY.**

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying the Newark Star Ledger and The Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 15, 1992, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

(Council Members Martinez, Rice, Villani arrived 1:00 P.M.)

RESOLUTIONS.

- 7-R-a. (S) **Resolution requesting Division of Local Government Services in the Department of Community Affairs, to receive, examine and certify the Budget of the City of Newark, for year 1992, under the provisions of N.J.S.A. 40A:4-15.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-b. (S) **Resolution introducing the Local Budget of the City of Newark, for the Year 1992, authorizing advertising and establishing the hearing date on the Budget and Tax Resolution as June 16, 1992, at 10:00 A.M.; further, the Budget be published in the Newark Star Ledger on June 3, 1992.**

City Clerk Marasco stated the hearing on the budget and tax resolution would be held in the Council Chamber on June 16, 1992. He read the following:

General Appropriations for the Year 1992

Appropriations within "CAPS":

Municipal Purposes is \$233,607,381.29

Appropriations excluded from "CAPS"

Municipal Purposes is \$110,469,044.65

Local District School Purposes in Municipal Budget is \$9,573,852.00

Total General Appropriations excluded from "CAPS" is \$120,042,896.65

Reserve for Uncollected Taxes is \$38,693,000.00

The Total General Appropriations is \$392,343,277.94

Less: Anticipated Revenues Other Than Current Property Tax is \$289,588,468.00

Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes is \$102,754,809.94

May 19, 1992

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Who'e and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

This meeting adjourned at 1:06 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

May 20, 1992

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 8:30 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Willie Simmons, First Corinthian Baptist Church.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Clarence McNeil, Public Relations Consultants Delores Wheat, Lois Redisch and Harold Edwards, Detective Lloyd Peterman and Lieutenant Joseph Pandolfo, Sergeants-At-Arms.

Absent: Council Member Carrino.

(Council Member Carrino arrived 8:50 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on May 15, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. **The City Clerk presented 1991 Annual Report of Department of Development.**

A motion that the 1991 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

4-b. **The City Clerk presented Interim Report of City of Newark, for three months ended March 31, 1992, submitted by Samuel Klein and Company, External Auditors.**

(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

4-c. **The City Clerk presented Tax Abatement and Special Taxes Report, for First Quarter of 1992, January 1, 1992 through March 31, 1992, submitted by Department of Finance.**

(Copy submitted to Each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To institute the title of Electrician's Helper and to abolish the Title of Apprentice Electrician in the Department of General Services).**

(Electrician's Helper 1/1/91 \$23,611.92 - \$25,145.87 - \$25,773.21
(35 Hours 1/1/92 24,792.52 - 26,403.16 - 27,061.87)
(Instituting new title and abolishing old in the Department of Engineering. No salary change. Represented by Building Trades Bargaining Committee.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Hams, Martinez, Rice, Villani
President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1992.

6-F-b.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance instituting position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To institute the title of Income Maintenance Technician and to abolish the title of Interviewer in the Department of Health and Human Services).**

(Income Maintenance Technician (1) \$21,052.06 - \$24,785.53
(35 Hours))
(Instituting new title and abolishing old to replace a non-standard title with a title approved by New Jersey Department of Personnel. No change in salary. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani,
President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1992.

6-F-c.

The City Clerk read **An ordinance to amend Title 23, Traffic and Parking, Chapter 7, Parking Meter Regulations, generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to be further amended by creating Section 14, to allow a Holiday Season Moratorium on the enforcement of Parking Meters in certain areas and Parking Regulations and to allow a Moratorium on the enforcement of Parking Meter Regulations in the Residential Districts of the City on certain Holidays.**

(New Year's Day, Dr. Martin Luther King, Jr. Day, Lincoln's Birthday, Washington's Birthday, Good Friday, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day, Veteran's Day, Thanksgiving and Christmas Day)

(Copy of ordinance and correspondence submitted to each Member of the Council)

May 20, 1992

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1992.

6-F-d.

The City Clerk read An Ordinance providing for the vacation of Old Meadow Road, as laid out 33 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the westerly line of Frelinghuysen Avenue to its westerly terminus. (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Martinez seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1992.

A motion to consider Item 9-b, on Ordinances on First Reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

6-F-e.

The City Clerk read An ordinance to amend and supplement Title 8, Business and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by Revising the Towing Rates and requiring that Towers Rates be posted on their licensed premises.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1992.

At a later time in the meeting, after Item 8-c, a motion to consider Item 8-d (A.S.) on Ordinances on First Reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Grant.

May 20, 1992

6-F-1.
(A.S.)

The City Clerk read An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by providing for the dismissal of Members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment for excessive and inexcused absences).

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Grant.

President Tucker: The yeses are seven, the noes are none and two absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 3, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structures, more specifically identified on the Official Tax Map as Block 697, Lot 29 more commonly known as 63 Davenport Avenue (a/k/a 648 No. 8th Street) for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owners of the property identified on the official tax map as Block 697, Lot 29 more commonly known as 63 Davenport Avenue (a/k/a 648 No. 8th Street) have requested the City of Newark to grant them a tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of the New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owners, more specifically identified as Gerald and Mary Veneziano, and grant a five (5) year tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owners shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement, said total being in the amount of \$2,710.00.

3. The annual payments in lieu of taxation on the qualified residential property identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building (s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement; and same to be approved as to form and legality by the Corporation Counsel. An executed copy of the Agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicants are required to pay all outstanding taxes and water and sewer charges prior to the final passage of this Ordinance.

9. The applicants are required to demonstrate compliance with the Engineering Department's requirements as embodied in the memorandum dated November 19, 1990.

10. The Tax Assessor, Tax Collector and Manager of the Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

11. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement to Gerald and Mary Veneziano for properties located at 63 Davenport Avenue, a/k/a 648 No. 8th Street, Block 697, Lot 29.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to the owners of the qualified residential structures, more specifically identified on the Official Tax Map as Block 2056, Lot 16 and more commonly known as 125 Main Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owner of the property identified on the official tax map as Block 2056, Lot 16 more commonly known as 125 Main Street has requested the City of Newark to grant him a tax abatement pursuant to the recently created State statute providing for a 5 year tax abatement for renovated residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owner, more specifically identified as Jose A. Endemano and grants him a five (5) year tax abatement for the qualified residential property.
2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owner shall pay to the City of Newark an annual payment in lieu of taxation for the renovation identified thereon in amounts representing two percent (2%) of the total cost for the improvement, said total being in the amount of \$2,200.00.
3. The annual payments in lieu of taxation on the qualified residential property identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land and original structure for said premises.
4. Nothing herein shall impliedly or otherwise, relieve the property owners identified in the application from this obligations to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.
5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.
6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement; and same to be approved as to form and legality by the Corporation Counsel. An executed copy of the agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

May 20, 1992

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicant are required to pay all outstanding taxes and water and sewer charges prior to the final passage of this Ordinance.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement to Jose A. Endemano for properties located at 125 Main Street, Block 2056, Lot 16.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To institute the title of Chief Community Organization Specialist in the Department of Engineering).

(Instituting title in Department of Engineering which more appropriately describes duties and responsibilities of employee serving in another title. Letter from Personnel Officer states change in title will result in cost saving. Old title is common title. Represented by Newark Council #21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Engineering and establishing salaries therefore," (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to create the following title:

POSITION

Chief Community Organization Specialist 1105 (35 Hrs.)	1	1/1/91	\$27,150.73 - \$32,637.75
--	---	--------	---------------------------

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

May 20, 1992

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

At the request of the Director of Engineering, the title of "Chief Community Organization Specialist" is being created because it more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Coordinator of Contractual Operations".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent.

This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To institute the titles of Coordinator of Contractual Operations and Analyst Grant Applications/Program Monitor in the Department of Health and Human Services).

(Instituting two titles in Department of Health and Human Services which will enable department to utilize funds from Ryan White H.I.V. Supplemental Grant and C.D.B.G. Represented by Newark Council #21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF
NEWARK, NEW JERSEY:

•SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Coordinator of Contractual Operations			
5606 (35 Hrs.)	1	1/1/91	\$32,637.75 - \$39,306.40
Analyst Grant Applications/ Program Monitor, Part-Time			
7061 (20 Hrs.)	1	1/1/91	15,360.46 - 18,466.67

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The ordination of these two (2) titles will enable the Department of Health and Human Services to utilize funds from the Ryan White H.I.V. supplemental grant and the Community Development Block grant.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the job description and from where the funding is provided.

President Tucker directed the City Clerk to communicate with Personnel Director D'Auria requesting he forward this information to the speaker.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To Institute the title of Chief Construction Inspector in the Department of Development).

(Instituting new title in Department of Development which more appropriately describes duties and responsibilities of employee currently serving in title of Senior Assistant Estimator, Property Improvement. Fiscal Impact is \$1,500. due to increase in hours from 35 to 40 per week. Represented by A.F.S.C.M.E, Local 2299, (Inspectors))

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating the positions in the Department of Development" (6S&FZ) adopted July 16, 1986 as amended and supplemented be amended to create the following title:

POSITION

Chief Construction Inspector
1108 (40 hrs.) 1 1/1/91 \$30,472.16 - \$37,040.13

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Chief Construction Inspector" is being created because it more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Senior Cost Estimator, Property Improvement".

May 20, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and directing the City Clerk to return the ordinance to Administration per request of Personnel Director D'Auria was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

(Council Member Carrino arrived 8:50 P.M.)

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, 'An ordinance setting forth a policy for the City of Newark Prohibiting the Investment of Handling of Funds or Bonds with any institution having a financial relationship with the Republic of South Africa or with commercial entities doing business in or with the Republic of South Africa; further, prohibiting all appearances and performances (in any facility that is owned, leased or regulated by the City of Newark) by any person who has performed or entertained in the Republic of South Africa', adopted August 8, 1984, (6-Ph, S & F-a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (to amend this ordinance to delete all reference to Namibia).

WHEREAS, the citizens of the City of Newark population consists of approximately 192,000 persons of Africa American Heritage is uniquely mindful of the many struggles of our forefathers to uphold the principles of Freedom, Justice and Equality for all; and

WHEREAS, the people of the City of Newark recognize the moral responsibility of communities to continually take positive steps toward ensuring that full human rights are obtained by all people and that racial segregation is abolished; and

WHEREAS, the Republic of South Africa, whose population is composed of some 27 million Africans, 4 million whites and 3 million from mixed groups, is a land whose government continues to legislate legally entrenched racial segregation practices; and

WHEREAS, such practices of separateness, which translate to apartheid, are a system that enables a small white minority to maintain political, social and economic control of the Black majority and effectively precludes their voices and participation in the affairs of South Africa; and

WHEREAS, although South Africa is a land of great physical beauty and riches, and is the world's largest producer of gold, gems, diamonds and copper, its blatant denial of the fundamental prerogative of human dignity to the majority of South Africa's population has caused many state and local governments in this nation to attack this policy of racial

discrimination by enacting legislation prohibiting their respective government from engaging in economic activities with the Republic of South Africa; and

WHEREAS, in support of the continued efforts by the United Nations, Members of the United States Congress and domestic governments condemning the practice of apartheid, the Governing Body of the City of Newark does hereby set forth the municipal policy providing for prohibition on authorized investments and handling of public funds with any financial institutions or companies doing business with the Republic of South Africa.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section I. Definitions

(a) For the purpose of this Ordinance the "City of Newark" shall mean the Municipal Corporation also known as the City of Newark, its agencies and departments and or any entity which receives some or all of its funding from or through the City of Newark.

(b) "Public Funds" shall mean all monies, grants and funds received and managed by the City of Newark, its agencies and departments or any entity which receives some of all of its funding from or through the City of Newark.

Section II

(a) No public funds shall be deposited or remain deposited in any bank or financial institution which has any outstanding loan (a) to the Republic of South Africa; ~~(b) to Namibia, (also known as "South West Africa")~~ (b) to a national corporation of or other corporation organized under the laws of the Republic of South Africa ~~or Namibia~~; or (c) to any company for the purpose of investment in the Republic South Africa ~~or Namibia~~.

(b) No public funds shall be invested or remain invested in the stocks, securities, or other obligations of any bank or financial institution which has any outstanding loan (a) to the Republic of South Africa; ~~(b) to Namibia~~; (b) to a national corporation of or other corporation organized under the laws of the Republic of South Africa ~~or Namibia~~, or in the stocks, securities, or other obligations of any company or its subsidiary or affiliate doing business in or with the Republic of South Africa ~~or Namibia~~.

(c) Any public funds deposited or invested in the banks, financial institution or companies and their subsidiaries or affiliates described in Sections (a) and (b) of this subsection on the effective date of this ordinance shall be withdrawn or divested in accordance with this subsection.

(d) Before any public funds can be deposited or invested in any bank or financial institution, the Municipal Council shall require, that each bank or financial institution submit to the Director of Finance and the City Clerk an affidavit certifying that it does not have any loans (a) to the Republic of South Africa; ~~(b) to Namibia~~; (b) to a national corporation of or other corporation organized under the laws of the Republic of South Africa ~~or Namibia~~; or (c) to any company for the purpose of investment in the Republic of South Africa ~~or Namibia~~. The affidavit shall require the bank or financial institution to notify the Director of Finance and City Clerk if it subsequently enters into any loan described in this paragraph.

(e) The City Clerk shall take available for public inspection all affidavits file by banks and financial institutions in accordance with Section (II-d) of this Ordinance.

(f) All banks, financial institutions, companies, or their subsidiaries and affiliates doing business in or with the Republic of South Africa shall be identified by reference pursuant to Section (II-i) of this Ordinance.

(g) The Director of Finance shall be considered in compliance with this subsection by ensuring that no public funds are invested or deposited with banks or financial institutions which fail to submit the affidavits required by paragraph (ii-d), or with banks, financial institutions companies, and their subsidiaries or affiliates which are listed pursuant to Section (II-i) of this Ordinance.

(h) The withdrawal or divestiture required by Section (II-c) shall be completed within two (2) year period of the effective date of this Ordinance, during that two (2) year period the Director of Finance shall make regular reports to the Council concerning the progress of divestiture. If, prior to the expiration of the two (2) year time limit, the Director of Finance determines that withdrawal or divestiture cannot be completed within the two (2) years, the Director of Finance may request from the Council an extension of the time allowed which may be granted by resolution of the Council.

(i) Within 60 days of the effective date of this Ordinance, the City Clerk shall file in the Office of the City Clerk and distribute to the Mayor and Director of Finance, a listing of companies and their subsidiaries or affiliates doing business in or with the Republic of South Africa ~~or Namibia~~. The City Clerk shall consult the most recent annual report of the U.S. Consulate General of Johannesburg, entitled "American Firms, Subsidiaries and Affiliates - South Africa", and publications of the United Nations and other reliable sources in the preparation of the listing. The City Clerk shall update and amend the listing as required.

(j) When the Governing Body and Director of Finance determine that public funds must be withdrawn or divested from banks, financial institutions, companies, and their subsidiaries or affiliates for noncompliance with the provisions of this Ordinance, the Director of Finance shall advise the bank, financial institution, company, or its subsidiary or affiliate, that the withdrawal or divestiture of public funds is required by this Ordinance.

(k) If the Finance Director determines that public funds have been deposited or invested in the bank, financial institution, company, or its subsidiary or affiliate which subsequently comes into noncompliance with this Ordinance, the Finance Director shall require the withdrawal or divestment of those funds within one (1) year after the date of determination of noncompliance.

(l) The requirements of this Ordinance shall not apply to funds invested under a trust indenture or investment agreement or otherwise invested by the City under a preexisting contractual obligation in conjunction with bonds, notes, or other obligations issued prior to and within a period of five (5) years commencing with the effective date of this Ordinance.

Section III

(a) Notwithstanding any provisions of the Revised Ordinances of the City of Newark, New Jersey, as amended, no municipal officer, director or his designee shall accept bids for any and all goods, materials, supplies and services required by the City of Newark from any business entity having investments, licenses or operations in the Republic of South Africa ~~or Namibia~~.

(b) Any municipal officer, director or designee authorized to purchase goods, materials, supplies and services on behalf of the City of Newark, shall be required to insure that prospective recipients of bid awards include in their bid response a disclosure stating that they do not have nor will they have for the duration of their agreement with the City of Newark any investments, licenses or operations in the Republic of South Africa ~~or Namibia~~.

(c) The provisions noted in Section (III-b) shall apply to all contracts and agreements for goods, materials, supplies and services including goods, materials, supplies and services of an emergent nature or excluded from the public bidding process.

(d) The provisions of subsection (a), (b) and (c) of this section shall not apply to the authorization, issuance or sale of bonds or other obligations as defined in the Local Bond Law of New Jersey or services related thereto.

Section IV

(a) Notwithstanding any law, rule or regulation to the contrary, the City of Newark shall prohibit the appearance and performances in any facility or on any space that is owned, leased or regulated by the City of Newark by any person who has performed or entertained in the Republic of South Africa or Namibia.

Section V

(a) If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court or federal or state agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

(b) This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

(c) Any existing ordinance or part thereof inconsistent with the ordinance is hereby repealed.

DELETIONS INDICATES BY STRIKEOUTS

(d1/africaor)

STATEMENT: This ordinance deletes Namibia from the City of Newark's disinvestment sanctions against the Republic of South Africa.

May 20, 1992

City Clerk Marasco read the following:

Mr. President, with regard to Ordinance 6-Ph. S & F-f, the anti-apartheid ordinance revision, please be advised this ordinance excludes all references to Namibia, which gained its independence from the Republic of South Africa on March 21, 1990. The Council has been in receipt of correspondence from such organizations as the United States Department of State, the United States Embassy in Windhoek, Namibia, the Embassy of the Republic of Namibia, the Africa Fund, the Investor Responsibility Research Center and the Lawyers' Committee For Civil Rights Under Law, all urging the City of Newark to amend its local divestment ordinance against the Republic of South Africa by excluding the independent nation of Namibia therefrom. According to information received by the United States Department of State, the city of Newark as one of 18 cities which continued to apply sanctions against corporations and financial institutions doing business in Namibia and South Africa which were imposed when Namibia was administered by the Republic of South Africa. Act of 1986, were applied to Namibia only as long as it was a non-self-governing territory unlawfully occupied and administered by South Africa. Since Namibia's independence on March 21 1990, all federal sanctions imposed against Namibia were terminated. The United States has since established relations with Namibia's democratically elected government and opened an Embassy in Windhoek on Namibia's Independence Day. Namibia established an Embassy in Washington in October, 1990. Since then, the United States has extended Most Favored Nation status to Namibia, has concluded a bilateral investment guarantee agreement, granted Generalized System of Preferences benefits to imports from Namibia and is reviewing other measures to facilitate trade and investment. The U S. Department of State now encourages state and local governments to lift their sanctions against Namibia to help promote trade and investment with the American business community while it struggles to build a democratic society. The aforementioned ordinance adheres to this request, while maintaining local sanctions against the Republic of South Africa.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. DUMISANI KUMALO, AFRICA FUND, 198 BROADWAY, NEW YORK, NEW YORK, addressed the Members of the Municipal Council supporting the passage of this ordinance.

At a later time in the meeting, after completion of Motions, **CONGRESSMAN DONALD PAYNE** addressed the Members of the Municipal Council supporting the passage of this ordinance and explained in detail his reasons.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

May 20, 1992

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation to accept a Quit Claim Deed and execute an easement between the City of Newark and Julia McNeir of 35 Old Route 23, Newfoundland, New Jersey, for the purpose of maintaining the current and future structure as it presently exists on the premises located in Block 14803, Lot 3, Borough of West Milford, County of Passaic, State of New Jersey.

WHEREAS, Julia McNeir of Newfoundland has requested a perpetual easement that would run with the land for Block 14803 Lot 3 in West Milford, New Jersey; and

WHEREAS, Julia McNeir has made an offer of purchase to the City of Newark for acquisition of a perpetual easement with regard to the said Block 14803, Lot 3; and

WHEREAS, the granting of the easement has been sanctioned by the Watershed Property Review Board; and

WHEREAS, the Board of Directors of the Newark Watershed Conservation and Development Corporation has recommended that the Municipal Council approve the granting of the easement; and

WHEREAS, the easement does not adversely affect any public purpose.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Executive Director of the Newark Watershed Conservation and Development Corporation is hereby authorized to execute an easement agreement between the City of Newark and

Julia McNeir and accept a Quit Claim Deed between Julia McNeir and the City of Newark.

2. An executed copy of the agreement shall be filed forthwith with the office of the City Clerk of the City of Newark.

3. This Ordinance shall take effect upon final passage and publication in accordance with N.J.S.A. 40A:12-13(b) (1),

4. The Agreement shall affect 1916.4 square feet more or less. The easement shall be on Block 14803, Lot 1 to Block 14803, Lot 3 and more particularly described in the attached easement agreement..

May 20, 1992

5. The terms of the Easement Agreement and the Quit Claim Deed are made a part of this Ordinance by reference.

STATEMENT: This ordinance authorizes the Newark Watershed Conservation and Development Corporation to execute an easement between the City of Newark and Julia McNeir for property (Block 14803, Lot 3) in West Milford, New Jersey.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977, and amendments thereto (To adjust salary for the Corporation Counsel).
(Ordinance adjusting salary of Corporation Counsel by decrease of approximately \$10,000. Exempt Personnel not covered by any bargaining agent.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Law, and establishing salaries therefor," adopted May 4, 1977 (6S&Fg) and amendments thereto, be and the same is hereby amended to adjust the salary for Corporation Counsel, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE DATE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Corporation Counsel 1377	5/1/92	\$80,000.00	\$80,000.00

SECTION 2. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in such position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time. Where required for data processing purposes only, the hereinabove noted salary shall be calculated on a forty (40) hour work week except as otherwise noted.

SECTION 3. All prior ordinances or parts or prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith are hereby repealed.

May 20, 1992

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance decreases the annual compensation for the title of "Corporation Counsel" by approximately \$10,000.00.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appeared.

There was a lengthy discussion held by the Members of the Municipal Council.

President Tucker requested the City Clerk to incorporate into the minutes of this meeting the Mayor's letter of explanation for this ordinance.

Dear Council President Tucker:

The proposed ordinance amending the annual salary for the position of Corporation Counsel to \$80,000 is the result of an agreement negotiated with the successful candidate for that position. The newly appointed Corporation Counsel is temporarily receiving the same salary as the former Corporation Counsel only because the process of amending the salary ordinance could not be completed by her date of appointment.

As you know, during my second term in office, I have endeavored to base the salary of my cabinet members, in part, on meritorious service. The salary for the previous Corporation Counsel had been increased in recognition of his outstanding performance over a number of years in a cabinet-level position. Such performance is further evidenced by his recent appointment as City Business Administrator.

However, although the salary is decreased, this ordinance acknowledges the critical skills essentially attendant to the position of Corporation Counsel by proposing a level of compensation that exceeds the level established for the directors of six other municipal departments.

I trust that the Municipal Council will adopt this ordinance on first reading at its next regularly scheduled meeting.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Rice, Villani, President Tucker.

No: Council Members Harris, Martinez.

President Tucker: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

May 20, 1992

Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750, of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriate the sum of \$285,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$14,250 which is appropriated as the down-payment from the Capital Improvement Fund, said \$14,250 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law"). In addition thereto, the sum of \$125,000 is hereby appropriated from the Capital Surplus Fund of the City, said sum, including bond proceeds which are no longer need for the project for which said bonds were issued, is currently available for such purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$285,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$145,750 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$145,750 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance,

the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$145,750, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

<u>Improvement /Acquisition</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Capital Surplus Fund</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
Project No. 90C-4: Improvements to James Street Common including street, and sidewalk improvements, lighting, tree planting, trash receptacles and all costs improvements, equipment and appurtenance related thereto.	\$285,000	\$14,250	\$125,000	\$145,750	10

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose is within the limitations of the Local Bond Law taking into consideration the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purpose, as set forth in Section 3 hereof, the period of usefulness is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$145,750 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$15,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

May 20, 1992

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

STATEMENT: This ordinance appropriates \$285,000., and authorizes the issuance of \$145,750., in bonds and notes for sidewalks, lighting, street improvements, tree planting, trash receptacles and facade program in the James Street commons area.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance on second reading and final passage awaiting approval of Debt Statement from Division of Local Government Services and directing the City Clerk to invite Business Administrator Grant and Engineering Director Zach to meet with the Council at its May 26, 1992, special conference to discuss same was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-J.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave, of Subparagraph (a)(2), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented.

WHEREAS, state law prohibits municipal employees from carrying over more than one (1) year vacation leave into the succeeding year; and;

WHEREAS, due to the press of City business, department heads are often times prevented from taking vacation leave as freely as subordinate employees; and

WHEREAS, this has frequently resulted in department heads losing vacation time that they are otherwise entitled.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. Title 2, Administration, Chapter 14, Personnel Practices and Policies, Section 5 "Annual Vacation Leave" subparagraph (a)(2) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to read in its entirety as follows:

May 20, 1992

- (2) Municipal officials who are serving in the following departments and agency head positions shall be credited with 20 working days annual vacation leave irrespective of their years of service: Mayor, Members of the Municipal Council, Presiding Judge, Judges, City Clerk, Business Administrator, Corporation Counsel, Directors of the Departments of Development Engineering, Finance, Fire, Health and Human Services, Land Use Control, General Services, Police and the Director of the Mayor's Office of Employment & Training. During the first calendar year of appointment, annual vacation leave shall be pro-rated based upon the date of hire of an official. As of December 31, 1991, in the event the officials identified herein are unable to carry over all of their accrued vacation leave into the succeeding year in accordance with state law, they shall be compensated for such earned vacation credits, provided that the payment of such compensation shall be made from existing departmental or agency budgetary funding.

SECTION 2. This ordinance shall take effect upon final passage and publication in accordance with law.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

President Tucker: The yeases are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage:

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the Intersection of Kerrigan Boulevard and Ivy Street. (West Ward)

(Kerrigan Boulevard and Ivy Street: stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

HEARINGS OF CITIZENS.

- 6-HC-a.** **MS. DONNA JACKSON, 128 SMITH STREET, NEWARK, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to securing more summer employment for youth within the City of Newark. The speaker also indicated there was a fire at 13th Avenue School recently wherein school administrators refused to allow children and staff to exit the building. The speaker also noted the need for low-income housing.

President Tucker directed the City Clerk to extract verbatim transcript of remarks made by the speaker regarding 13th Avenue School and forward to Superintendent of Schools Campbell and Fire Director Kossup for their attention and necessary action.

- 6-HC-b.** **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council requesting enforcement of ordinance stating all department directors must live in Newark. The speaker also indicated that during the last Homeless Commission Meeting he attended there was no Chairman and requested one be elected in the immediate future.

- 6-HC-c.** **MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY,** addressed the Members of the Municipal Council with respect to City Government.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a.** Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1 1/2"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-b.** Resolution ratifying and authorizing Business Administrator to enter into contract with P. Lepore & Sons, Inc., 41 Mitchell Street, West Orange, New Jersey 07052, lowest responsible bidder, to provide Rehabilitation of Water Pressure Reducing Valves Service to the City of Newark, for period March 1, 1992 to February 28, 1993, for amount not to exceed \$185,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-c.** Resolution ratifying and authorizing Business Administrator to enter into contract with Syntrex Incorporated, 246 Industrial Way West, Eatontown, New Jersey 07724, lowest bid received, to Service Banyan Vines Hardware/Software, for period December 15, 1991 to December 14, 1992, in amount not to exceed \$23,320.; \$5,830. encumbered in 1991 Budget of Department of Department of Development, to be paid in quarterly amounts of \$5,830.
(Copy of resolution and correspondence submitted to each Member of the Council)

May 20, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-d. Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" foreclosure judgement with each previous "Owner of Record", on annexed list.**
(In accordance with ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-e. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate.**
(In accordance with ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-f. Resolution authorizing City Clerk to file with Secretary of New Jersey Housing and Mortgage Finance Agency a certified copy of this resolution for development of 124 units of low-rent townhouse public housing (Central Ward) under Newark Housing Authority and U.S. Department of Housing and Urban Development (HUD) Project NJ39-P002-039. (DKM/World-1 has been designated as developer who has applied to New Jersey Housing and Mortgage Finance Agency for a construction loan) (The settlement of lawsuit in District Court requires contract with developers for replacement of low-income housing before demolition of vacant, dilapidated and unsightly high-rise buildings such as Columbus Homes can take place)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Villani, President Tucker.
Not Voting: Council Member Rice.

- 7-R-g. Resolution authorizing Mayor and Director of Engineering to execute right-of-entry forms for Block 1, Lot 60; Block 130, Lot 47 and Block 171, Lots 41 and 42, as required by the United States of America, for Passaic River Streambank Restoration Project. (United States Congress appropriated \$6 million for this project)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for May 26, 1992, at 10:00 P.M., or as soon thereafter as practical, in the Council Chamber, City Hall; further, directing the City Clerk to invite Business Administrator Grant and Engineering Director Zach to meet with the Council at its May 26, 1992 Special Conference was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

May 20, 1992

7-R-h. Resolution authorizing Director of Finance to enter into contract with Frye Williams and Company, to Provide Electronic Data Processing Audit and Support Services Relating to the Real Estate Tax Collection System and Water/Sewer Utility Billing System, in amount not to exceed \$40,000, for period not to exceed one year after execution of contract. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-i. Resolution authorizing Mayor and Director of Health and Human Services to apply for and accept grant funds from National Endowment of the Arts Locals Program in amount of \$16,500., to be matched by the Newark Arts Council in amount of \$16,500., totalling \$33,000., for period January 1, 1993 to December 31, 1993.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-j. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Link Community School, for period September 1, 1991 to June 30, 1992, to Provide Educational Services to Newark's Youth, in amount of \$50,000.; funds to be paid from Housing and Community Development Administration, Year XI.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-k. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to renew its membership in the Suburban Regional Health Commission and benefit from their Environmental Control Services, in amount of \$53,060., for period January 1, 1992 to December 31, 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory, Health and Human Services Director Ruffin and Mr. Robert Ferraiuolo, Director, Suburban Regional Health Commission to meet with the Council at its May 26, 1992 special conference was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-l. Resolution amending Resolution 7-R-w, August 7, 1991, contract with La Leche League of Millburn, New Jersey, for provision of Breastfeeding Education and Counseling Services to WIC women, for period July 1, 1991 through September 30, 1992, maximum amount shall not exceed \$4,719., by increasing maximum salary by \$4,719. to \$11,145. and changing ending date of contract to September 30, 1991.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

May 20, 1992

7-R-m.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds in amount of \$94,661. and enter into agreement with the Port Authority of New York and New Jersey for provision of social services to the homeless of the Airport, for period January 1, 1992 through December 31, 1992; does not require expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-n.

Resolution amending Resolution 7-R-ee (A.S.), July 3, 1991, authorizing Mayor and Acting Director of Health and Human Services to apply for and accept grant funds from New Jersey Department of Community Affairs on behalf of Newark Community School of the Arts Handicapped Person's Recreational Opportunities, for period January 1, 1992 to December 31, 1992, in amount of \$29,569., to be matched 5:1 by the Newark Community School of the Arts in amount of \$5,916., totalling \$35,485., by changing grant amount from \$29,569. with a 5:1 match from the Newark Community School of the Arts, to \$11,000. with a 5:1 match in the amount of \$2,200., for total grant amount of \$13,200.; all other provisions shall remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-o.

Resolution authorizing Newark Watershed Conservation and Development Corporation to negotiate with State of New Jersey (Office of Green Acres) for the sale of certain properties, Block 17302, Lot 8 (Bearfort Mountain); Block 17401, Lots 2 & 4 and trail rights for Block 15001, Lot 6 in West Milford Township.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-p.

Resolution authorizing Central Planning Board to make investigation and hold public hearing to determine whether Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47 and 52 (a/k/a 351-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue and 418-422 Fairmount Avenue); Block 2603, all lots, (a/k/a 399-425 Springfield Avenue; 2-24 Highland Street; 2-22 Magnolia Street and 411-425 Fairmount Avenue) and that portion of the Right-of-Way of Fairmount Avenue laid out on the Map of the Commissioners to lay out streets, avenues and squares from the southerly line of Springfield Avenue to the northerly line of the junction of 17th Avenue and Highland Street is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey, N.J.S.A. 40:55-21.1 et seq; as amended. (Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for May 26, 1992, at 10:00 P.M., or as soon thereafter as practical, in the Council Chamber, City Hall; further, directing the City Clerk to invite Business Administrator Grant and Office of Boards Manager James to meet with the Council at its May 26, 1992, Special Conference was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

May 20, 1992

- 7-R-q. Resolution authorizing Central Planning Board to make investigation and hold public hearing to determine whether Block 1150, Lots 1, 30 and 42 and Block 1157, Lot 15 (324 Astor Street) is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey, N.J.S.A. 40:55-21 et seq., as amended. (East Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-r. Resolution designating reserved parking area for handicapped motorists on Bloomfield Avenue; south side, beginning 175 feet east of the easterly curbline of Dr. Martin Luther King, Jr. Boulevard and extending 20 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-s. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$140,000., Multi-Jurisdictional Narcotics Task Force Sub-Grant.**
(Copy of resolution and correspondence submitted to each Member of the Council)
(This resolution was adopted at a special meeting May 18, 1992)

- 7-R-t. Temporary emergency resolution appropriating \$140,000, Multi-Jurisdictional Narcotics Task Force; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
(This resolution was adopted at a special meeting May 18, 1992)

- 7-R-u. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$900,000., Resurfacing and Reconstruction of Various Streets.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-v. Temporary emergency resolution appropriating \$900,000., Resurfacing and Reconstruction of Various Streets; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-w. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$500,000., Resurfacing and Reconstruction of Wilson Avenue.**
(Copy of resolution and correspondence submitted to each Member of the Council)

May 20, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-x.** **Temporary emergency resolution appropriating \$500,000., Resurfacing and Reconstruction of Wilson Avenue; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-y.** **Resolution authorizing Director of Finance to issue checks to persons and in amounts shown therein, totalling \$106,608.76 for overpayments and/or credits carried on books and records of Tax Collector by reason of State Board Judgments, County Board Judgments, Senior Citizen Allowance and Cash Overpayments, for years 1986, 1987, 1989, 1990 and 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-z.** **Resolution rescinding Tax Abatement of Judith Alonso (Owner of Condominium Unit #5A in Park View Urban Renewal, Inc. - Condominium Project), 621-625 Market Street, Newark, New Jersey, Block 2011.01, Lot 33, the owner has failed to make payment of the annual service charge in the amount of \$4,046.10 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-cq, March 15, 1989, unless said owner pays outstanding balance within 30 days.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ba.** **Resolution rescinding Tax Abatement of Phillip and Kyrline Daniel (Owners of Condominium Unit #7A in 19 Lyons Avenue Towers Urban Renewal, Inc. - Condominium Project), 19-31 Lyons Avenue, Newark, New Jersey, Block 3646, Lot 18, the owners have failed to make payment of the annual service charge in the amount of \$1,209.42 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-w, March 16, 1988, unless said owners pay outstanding balance within 30 days.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bb.** **Resolution rescinding Tax Abatement of Maria Perfetto and Jose Leandro (Owners of Condominium Unit #3H in Wilson Towers Urban Renewal, Condominium Project), 41-51 Wilson Avenue, Newark, New Jersey, Block 2030, Lot 30.04, the owners have failed to make payment of the annual service charge in the amount of \$5,763.24 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-ca, July 8, 1987, unless said owners pay outstanding balance within 30 days.**
(Copy of resolution and correspondence submitted to each Member of the Council)

May 20, 1992

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bc.

Resolution rescinding Tax Abatement of Richard Constabile (Owner of Condominium Unit #6H in Wilson Towers Urban Renewal Company - Condominium Project), 41-51 Wilson Avenue, Newark, New Jersey, Block 2030, Lot 30.07, the owner has failed to make payment of the annual service charge in the amount of \$5,142.31 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-ca, July 8, 1987, unless said owner pays outstanding balance within 30 days.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bd.

Resolution amending Resolution 7-R-bt (A.S.), April 15, 1992, "Resolution reinstating tax abatement and financial agreement for TWZ Urban Renewal Development Corporation for 451-479 Doremus Avenue, Block 5060, Lot 154..." by extending date for the payment of outstanding S.I.L.O.T. and land taxes and submission of outstanding certified financial statements and certified total project cost audit and additional 30 days.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-be.

Resolution urging R.H. Macy and Company, parent company of Macy's Newark, not to close down this retail store within the City of Newark.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bf.

Resolution appointing Allen Snow, Jr., Constable for a term commencing May 20, 1992 and ending May 20, 1993.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-1.

Resolution recognizing and commending Deputy Chief Charles Cefalu and Detective Carlos Hernandez of the Newark Police Department.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-2.

Resolution recognizing and commending William "Pat" Schuber.

May 20, 1992

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-3. Resolution recognizing and commending Select Records' Recording Artists "A.T.E.E.M." on the august occasion of appearing at the Slave Theatre on Wednesday, May 13, 1992.

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-4. Resolution recognizing and commending Drug Abuse Resistance Education Program (D.A.R.E) on the occasion of hosting a rally to help educate Newark youngsters about drug prevention.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-5. Resolution recognizing and commending Brother Charles Richardson for exemplary leadership awarded by the Past Matrons Auxiliary, Queen of Sheba Grand Chapter.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-6. Resolution recognizing and commending Sister Julia Lloyd as "Past Matron of the Year", Past Matron Auxiliary, Queen of Sheba Grand Chapter.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-7. Resolution recognizing and commending Honorable Anthony H. Guerino.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-8. Resolution recognizing and commending the Concerned Black Nurses of Newark, Inc.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

May 20, 1992

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-3. Resolution recognizing and commending Select Records' Recording Artists "A.T.E.E.M." on the august occasion of appearing at the Slave Theatre on Wednesday, May 13, 1992.

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-4. Resolution recognizing and commending Drug Abuse Resistance Education Program (D.A.R.E) on the occasion of hosting a rally to help educate Newark youngsters about drug prevention.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-5. Resolution recognizing and commending Brother Charles Richardson for exemplary leadership awarded by the Past Matrons Auxilliary, Queen of Sheba Grand Chapter.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-6. Resolution recognizing and commending Sister Julia Lloyd as "Past Matron of the Year", Past Matron Auxilliary, Queen of Sheba Grand Chapter.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-7. Resolution recognizing and commending Honorable Anthony H. Guerino.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bg-8. Resolution recognizing and commending the Concerned Black Nurses of Newark, Inc.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

May 20, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bn.
(A.S.)**

Resolution authorizing Mayor to execute agreement with the Port Authority of New York and New Jersey, to allow New Jersey Economic Development Authority to provide funding for project located at 162 Abington Avenue, Newark, New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bo.
(A.S.)**

Resolution recognizing the week of May 17-23, 1993 as "National Public Works Week".

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-1.
(A.S.)**

Resolution recognizing and commending Dr. Cynthia Cuffie Jackson for outstanding achievement in the area of medicine by the Past Matrons Auxillary, Queen of Sheba Grand Chapter, O.E.S.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-2.
(A.S.)**

Resolution recogizing and commending Mr. Thomas Finch for exemplary community service by the Past Matrons Auxillary, Queen of Sheba Grand Chapter, O.E.S.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-3.
(A.S.)**

Resolution recognizing and commending Dr. Jose Gomez Rivera, MD, for exemplary service to medicine and community.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-4.
(A.S.)**

Resolution recognizing and commending Eric Kenneth George on the esteemed occasion of receiving his Bachelor of Arts Degree in Political Science from Kean College in Union, New Jersey.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-5.
(A.S.)**

Resolution recognizing and commending Mr. Joe Piscopo, prominent television entertainer, on the distinguished occasion of appearing as a special guest at a reception benefitting the 1992 Columbus Day Parade.

May 20, 1992

A motion to adopt the resolution was made by the Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-6.
(A.S.)** **Resolution recognizing and commending Martha Washington on the distinguished occasion of her retirement as Principal of Bragraw Avenue School after many years of extraordinary service as an educator.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-7.
(A.S.)** **Resolution recognizing and commending John Augusta on the occasion of his Fiftieth Birthday celebration.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-8.
(A.S.)** **Resolution recognizing and commending the Small Fry Basketball League.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-9.
(A.S.)** **Resolution recognizing and commending Kyle Abercrombia for exemplary community service.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-10.
(A.S.)** **Resolution recognizing and commending the 1992 Black Heritage Day Parade Committee on the distinguished occasion of the 15th Annual Black Heritage Day Parade.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-11.
(A.S.)** **Resolution recognizing and commending the team members, coaches and advisors of the Project Pride All-Star Team of the Newark Small Fry Basketball League.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-12. Resolution recognizing and commending Veronica James for
(A.S.) outstanding academic achievement.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-13. Resolution commemorating the Sixth Anniversary of Chernobyl
(A.S.) and unanimous support of all environmental and health initiatives of AHRU.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-14. Resolution recognizing and commending Mr. Bernardino
(A.S.) Coutinho for exemplary service to community and country.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-15. Resolution recognizing and commending Les Brown, renowned
(A.S.) motivational speaker.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-16. Resolution recognizing and commending Mr. Benjamin Amos,
(A.S.) III, President of the Board of Directors of the Vindicate Society, Inc., for his outstanding contributions to the youth of this City during the past two decades.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-17. Resolution recognizing and commending the Third Annual
(A.S.) "Tribute to Young Black Men" held on Thursday, May 28, 1992, at Mary Burch Theatre located on the campus of Essex County College.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-18. Resolution recognizing and commending the Newark Branch
(A.S.) N.A.A.C.P. on the august occasion of hosting its Annual Scholarship Luncheon on Saturday, May 23, 1992, at the Quality Inn in Newark.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-19.
(A.S.)**

Resolution recognizing and commending Reverend Willie A. Simmons for his many years of dedicated contributions in labor, social and religious services within the Greater Newark Community.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-20.
(A.S.)**

Resolution recognizing and commending the Members of the New Community Corporation Celtics on the joyous occasion of capturing the 1st Annual Late Night Basketball League Championship.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bp-21.
(A.S.)**

Resolution recognizing and commending James F. Walters, Recreation Coordinator for New Community Corporation, on the distinguished occasion of leading the New Community Corporation Celtics to the Late Night Basketball League Championship.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bq.
(A.S.)**

Resolution designating the Newark Municipal Council's Towing Committee to investigate and examine payment of any and all appropriate fees owed to the City by Municipal Towing contractors, to call witnesses, which shall include but not be limited to employees of departments of Administration, Law, Finance and Division of Purchasing, to give statements under oath related to contractual relationships between the City of Newark and various towing companies with City contracts; further, appointing Councilman Gary Harris, Chairman, Councilman Donald Bradley and Councilman Ronald Rice to the Committee; which shall have power to issue subpoenas pursuant to N.J.S.A. 40:48-25 and 2A:67A-1, et seq.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-br.
(A.S.)**

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties set forth in Schedule A, upon receipt of all documents deemed appropriate.

(In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bs.
(A.S.)**

Resolution declaring the week of May 18-25, 1992 as "Newark Branch N.A.A.C.P. Youth Leadership Week" throughout the City of Newark.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bt.
(A.S.)** **Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$4,306,601.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, President Tucker.
No: Council Members Martinez, Rice, Villani.

**7-R-bu.
(A.S.)** **Resolution establishing Temporary Appropriation for Various Departments and Agencies and Deferred Charges and Statutory Expenditures, Municipal; totalling \$35,134,217.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bv.
(A.S.)** **Resolution approving constable bond in the amount of \$1,000., issued to Jeffrey Headen, as to form and sufficiency.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bw.
(A.S.)** **Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$359,000., St. James Square Housing Project.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bx.
(A.S.)** **Temporary emergency resolution appropriating \$359,000., St. James Square Housing Project; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-by.
(A.S.)** **Resolution ratifying and authorizing Mayor and Police Director to enter into and execute contract with High Park Gardens Corporation, to provide funding and monitoring for unarmed security services, for period May 1, 1992 to April 30, 1992, in amount of \$25,000.; funds provided in HCDA Year XVII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-bz.
(A.S.)** **Resolution authorizing Tax Collector to reduce current interest rate charged on delinquencies and liens from 8% on first \$1,500. of delinquencies and 18% on the remaining balance, to 4% and 9% respectively, on taxes and other municipal charges, provided the payment is received from May 20, 1992 to August 31, 1992, exclusive of liens previously sold to outside buyers.**
(Copy of resolution and correspondence submitted to each Member of the Council)

May 20, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-ca.
(A.S.)**

Resolution amending the 1992 Capital Budget by amending the appropriation for certain capital projects and adding additional appropriations in the total amount of \$1,016,250.

(Rehabilitation of the North End Branch of the Public Library)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-cb.
(A.S.)**

Resolution authorizing Finance Director to apply to the Local Finance Board for approval of an ordinance entitled, 'Bond Ordinance providing for the rehabilitation of the North End Branch of the Public Library and appropriating \$1,016,250. therefor authorizing the issuance of \$965,350. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey', in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1 et. seq., and prior resolutions of the Local Finance Board.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-cc.
(A.S.)**

Resolution amending Resolution 7-R-bt (A.S.), February 19, 1992, expressing the City of Newark's official intent to seek reimbursement for certain expenses from a portion of bond proceeds of the City's General Obligation Lease Revenue Bonds, Series 1992. (To continue the housing acquisitions and relocation without court actions and due to the Internal Revenue Service regulation on the reimbursement on bonds and its mandatory requirement of the Internal Revenue Service at this time)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-cd.
(A.S.)**

Resolution of the City of Newark expressing its official intent to seek reimbursement for certain expenses from portions of the proceeds of the City's proposed \$48,868,550. General Obligation Bonds, to be issued to fund various General Capital and Water Capital Improvements to be undertaken by and on behalf of the City of Newark, County of Essex, New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Villani, President Tucker.

No: Council Members Martinez, Rice.

Absent During Roll Call: Council Member Branch.

May 20, 1992

A motion to remove from the table "Resolution ratifying and authorizing Mayor to enter into contract with Marilyn Berry Thompson of Jorden Schulte and Burchette, to provide lobbying services in Washington, D.C., for period February 1, 1992 to January 31, 1993, maximum amount of contract is \$100,000., \$19,000. allocated in temporary budget; balance contingent upon appropriation of funds in 1992 budget. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(II)." (7-R-c (S), May 12, 1992), and directing the City Clerk to place this legislation on a Special Meeting to be called for May 26, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber, City Hall, was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Branch, Grant.

7-R-ce.
(A.S.)

Resolution authorizing Police Director to enter into agreement with Motorola Communications and Electronics, Inc., for purchase and installation of Phase I police radio communications equipment, piggybacked from New Jersey State Contract A 49104, in amount of \$1,277,310.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Branch, Grant.

7-R-cf.
(A.S.)

Resolution declaring an emergency exists as to Ordinance to amend an ordinance entitled, "An ordinance setting forth a policy for the City of Newark Prohibiting the Investment of Handling of Funds or Bonds with any institution having a financial relationship with the Republic of South Africa or with commercial entities doing business in or with the Republic of South Africa; further, prohibiting all appearances and performances (in any facility that is owned, leased or regulated by the City of Newark) by any person who has performed or entertained in the Republic of South Africa", adopted August 8, 1984, (6-Ph, S & F-a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (to amend this ordinance to delete all reference to Namibia).", Ordinance 6-Ph, S & F-f, being finally adopted on May 20, 1992, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Branch, Grant.

MOTIONS.

- 7-M-a.** A MOTION DIRECTING THE CITY CLERK TO RESCHEDULE THE SPECIAL MEETING CALLED FOR TUESDAY, MAY 26, 1992, AT 1:00 P.M. TO WEDNESDAY, JUNE 10, 1992, AT 10:00 A.M., COUNCIL CONFERENCE ROOM, ROOM 304/COUNCIL CHAMBER, SECOND FLOOR, CITY HALL, NEWARK, NEW JERSEY, TO CONSIDER ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE, "AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE TO AMEND TITLE 21, CHAPTER 5, SECTION 3, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED (TO ADJUST SEWER USER CHARGES), 6-S & F-p, ADOPTED SEPTEMBER 25, 1990,' BY DELETING SECTION 6, DEALING WITH INCURRED COSTS DUE TO FEDERAL AND STATE REGULATIONS was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-b.** A MOTION ENCOURAGING THE MEMBERS OF THE MUNICIPAL COUNCIL TO SCHEDULE A MEETING WITH FORMER CITY COUNCIL MEMBERS TO DISCUSS THE FUTURE OF THE CITY OF NEWARK was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-c.** A MOTION RECOGNIZING AND COMMENDING FORMER NEWARK POLICE DIRECTOR HUBERT H. WILLIAMS FOR BEING NAMED DEPUTY SPECIAL ADVISOR TO A SPECIAL PANEL, HEADED BY FORMER CIA DIRECTOR WILLIAM WEBSTER, TO INVESTIGATE THE LOS ANGELES POLICE DEPARTMENT AND ITS ROLE IN THAT CITY'S RECENT CIVIL DISORDERS was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-d.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM DEANS OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-e.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HOLSEY BURTON OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF THE REVEREND J. STANFORD LOSINGER, PASTOR, THE THIRD PRESBYTERIAN CHURCH, NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.

May 20, 1992

7-M-g.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANNA PHILLIPSON (MAPLEWOOD), FORMER NEWARK SCHOOL TGEACHER was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-h.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. EVELYN M. CAMPBELL, RETIRED NEWARK PUBLIC SCHOOL LIBRARIAN was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-i.

A MOTION ENCOURAGING THE LOAN OFFICERS FROM THE IRONBOUND BANK TO RESPOND FAVORABLY TO THE PROPOSAL SUBMITTED BY AMLAK, INC., A MINORITY-OWNED FIRM LOCATED AT 65 EMPIRE STREET IN NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-j.

A MOTION SUPPORTING A STATE BANKING DEPARTMENT ADVISORY TO ALL NEW JERSEY BASED BANKING AND FINANCIAL INSTITUTIONS TO ELIMINATE RACIAL DISPARITIES IN MAKING HOME MORTGAGE LOANS TO MINORITY GROUP MEMBERS was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-k.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN SOTO OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-l.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. VICTORIA ZAWORA SATTLER was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-m.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. THELMA ROBINSON, 82, OF EAST ORANGE, RETIRED ESSEX COUNTY WELFARE BOARD SOCIAL WORKER was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-n.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. THOMAS R. PAGE OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

- 7-M-o.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIE McCLENNAN, SR., OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-p.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. THOMAS EVANS OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-q.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GEORGE GREENLEAF, BROTHER OF MR. LOUIS GREENLEAF, FORMER POLICE DIRECTOR FOR THE CITY OF NEWARK** was made by Council Member Harris, seconded by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-r.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARIA E. MEJIAS OF ELIZABETH, NEW JERSEY** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-s.** **A MOTION REQUESTING THE POLICE DEPARTMENT TO INVESTIGATE THE ALLEGED SALE OF DRUGS ON THE ENTIRE CORRIDOR OF SHEPHARD AVENUE AND IN THE VICINITY OF MEEKER AND ELIZABETH AVENUES** was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-t.** **A MOTION URGING THE ADMINISTRATION TO CLEAN IN AND AROUND THE ABANDONED APARTMENT HOUSES ALONG THE CORRIDOR OF ELIZABETH AVENUE IN THE SOUTH WARD** was made by Council Member Bradley, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-u.** **A MOTION RESPECTFULLY REQUESTING THAT MAYOR SHARPE JAMES AND MR. EDWARD JAY GOLDBERG, VICE PRESIDENT OF CONSUMER AFFAIRS OF MACY'S DEPARTMENT STORE MEET WITH THE MEMBERS OF THE COUNCIL TO DISCUSS THE SCHEDULED CLOSING OF MACY'S NEWARK** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.

May 20, 1992

7-M-v.

A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING HAVE THE GRASS CUT AND THE AREA CLEANED IN DOUGLAS HARRISON PARK was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-w.

A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING HAVE THE HUGE MOUND OF DIRT REMOVED AT THE INTERSECTION OF PRINCE STREET AND SOUTH ORANGE AVENUE was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-x.

A MOTION COMMENDING MS. SANDRA "SANDY" COOMBS, EXECUTIVE SECRETARY TO COUNCILMAN-AT-LARGE, REVEREND RALPH T. GRANT, JR., Ph.D., FOR HER MANY YEARS OF FAITHFUL AND MERITORIOUS SERVICE WITH THE CITY OF NEWARK was made by Council Member Grant, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-y.

A MOTION URGING THE FEDERAL COMMUNICATIONS (FCC) TO INTERVENE IN THE MATTER OF NEWARK RADIO STATION WNJR 1480 A.M., WHOSE PROGRAMMING FORMAT WAS CHANGED WITHOUT PUBLIC NOTIFICATION OR COMMUNITY INPUT WHEN SAID STATION WAS SOLD ON MAY 15, 1992, TO DOUGLAS BROADCASTING, INC., OF PALO ALTO, CALIFORNIA was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-z.

A MOTION RECOGNIZING AND COMMENDING MR. BRUCE OSBORNE, EDITOR AND PUBLISHER OF DIRECTIONS MAGAZINE was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-ba.

A MOTION URGING THE FRIENDS OF ROLANDO VELASQUEZ TO LET HIM REST WHILE HE RECUPERATES FROM HIS ILLNESS AT CLARA MAAS HOSPITAL was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

- 7-M-bb.** **A MOTION RESPECTFULLY REQUESTING THAT THE MAYOR, THROUGH HIS ADMINISTRATION, MEET WITH THE APPROPRIATE OFFICIALS FROM THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE ENVIRONMENTAL PROTECTION AGENCY IN ORDER TO REACH A COMPROMISE SETTLEMENT REGARDING THE \$4 MILLION DOLLAR FEDERAL LIEN IMPOSED ON THE CONRAD ZIPPER EDIFICE LOCATED ON THOMAS STREET IN THE EAST WARD** was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-bc.** **A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR GRANT AND DEPARTMENT DIRECTORS TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE CLEANING OF STREETS THROUGHOUT THE CITY** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-bd-1.** **A MOTION REQUESTING THE POLICE DEPARTMENT TO INVESTIGATE THE ALLEGED SALE OF DRUGS ON ALEXANDER STREET, ON WEST END AVENUE, ON PINE GROVE TERRACE AND ON THE ENTIRE CORRIDOR OF TWELFTH AVENUE - ESPECIALLY WHERE IT INTERSECTS SOUTH EIGHTH STREET** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-bd-2.** **A MOTION REQUESTING THAT THE DEPARTMENT OF ENGINEERING HAVE THE BUILDING LOCATED AT 63 ALEXANDER STREET DEMOLISHED** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-be.** **A MOTION DIRECTING THE CITY CLERK TO SET UP AN EDUCATION COMMITTEE MEETING AS SOON AS POSSIBLE** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.
- 7-M-bf.** **A MOTION URGING NEW JERSEY GOVERNOR JIM FLORIO NOT TO SIGN NEW JERSEY STATE BILL (S-702) SPONSORED BY NEW JERSEY STATE SENATOR GERALD CARDINALE (R-39)** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Carrino.

7-M-bg.

A MOTION RESPECTFULLY REQUESTING A STATUS REPORT ON THE NEWARK RENAISSANCE MALL URBAN RENEWAL, INC., PROPERTY LOCATED AT 832-836 BROAD STREET was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

7-M-bh.

A MOTION REQUESTING THE CITY CLERK'S OFFICE TO ARRANGE A MEETING AMONG THE MEMBERS OF THE MUNICIPAL COUNCIL, NEWARK RESIDENTS AND THE KOREAN CHAMBER OF COMMERCE TO BE HELD AT THE PRUDENTIAL BUILDING IN NEWARK was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Carrino.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Grant, received May 4, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To institute the title of Supervisor of Accounts in the Department of Administration)."

(Supervisor of Accounts 1 1/1/91 \$19,586.47 - \$22,638.76 (35 Hours))

(Instituting title for Budget Office who will be responsible for the reconciliation of accounts and transactions. Transfer of one person from existing title. Old title is common title. Letter from Personnel Officer states change in title will result in cost savings. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the ordinance to Administration per request of Personnel Director D'Auria was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Grant.

8-b.

The City Clerk presented Communication from Business Administrator Grant, received May 8, 1992, enclosing proposed, "Ordinance providing for the vacation of a portion of Astor Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares."

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the June 3, 1992 Agenda for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

8-c.

The City Clerk presented **Communication from Business Administrator Grant, received May 12, 1992, enclosing proposed, "Ordinance amending Ordinance 6-S & F-a adopted November 6, 1991 approving the sale of certain lots, tracts or parcels located in the County of Warren and Sussex commonly referred to as the New York Susquehanna Western Railroad Right of Way."**

(The Department of Environmental Protection agrees to offer the City of Newark the right of first refusal to repurchase the property should the Department wish to transfer fee title to all or any part of the property at any time subsequent to this conveyance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk defer action on this ordinance and directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory and Engineering Director Zach to meet with the Council at its May 26, 1992 special conference was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

8-d.

The City Clerk presented **Proposed, "Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by providing for the dismissal of Members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment for excessive and inexcused absences)."**

(For action on this item, see Ordinance 6-F-f on page 4 in the minutes of this meeting)

8-e.

The City Clerk presented **Communication from Business Administrator Grant, received May 20, 1992, enclosing proposed, "Bond Ordinance providing for the rehabilitation of the North End Branch of the Public Library and appropriating \$1,016,250. therefor authorizing the issuance of \$965,350. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval Debt Statement from Division of Local Government Services)

A motion directing the City Clerk to place this ordinance on the June 3, 1992 Agenda for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

The City Clerk presented **Proposed "Ordinance amending Ordinance 6-S & F-j, adopted September 20, 1989, 'Ordinance authorizing the execution of a lease agreement between the City of Newark, Lessor, and The Vindicate Society, Inc., Lessee, for the letting of premises commonly known as 32 Central Avenue, Newark, New Jersey (Block 20, Lot 1) for the sum of one dollar (\$1.00) per year for the period commencing on August 16, 1990 and expiring on August 15, 1993,' by amending Paragraph 4 of the lease agreement by extending the termination notice from 30 to 90 days; and Paragraph 19 by providing for the lessee's quiet enjoyment of the premises."**

(Copy of ordinance submitted to each Member of the Council)

May 20, 1992

A motion directing the City Clerk to place this ordinance on the June 3, 1992 Agenda of the Municipal Council for first reading and directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory and Vindicate Society Executive Director Benjamin Amos, III to meet with the Council at its June 3, 1992 pre-meeting conference to discuss same was made by Council Member Martinez, seconded by President Tucker and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Member Rice.

Absent During Roll Call: Council Members Carrino, Grant.

9-b.

Proposed "Ordinance to amend and supplement Title 8, Business and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by Revising the Towing Rates and requiring that Towers Rates be posted on their licensed premises."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-e on page 3 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a.

The City Clerk reported the following Bingo and Raffle Licenses were issued from April 28, 1992 to May 12, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Casimir's School	10500 (Amended)
St. Casimir's Church	10593 (Amended)
St. Michael's Seton Library Guild	10681
St. Michael's Church	10682
Parents Association of St. Lucy's School	10686
St. Benedict Church	10688

May 20, 1992

RAFFLE LICENSE

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Casimir's Church	10548 (Amended)
St. Casimir's Church	10549 (Amended)
St. Casimir P.T.A.	10675
St. Casimir P.T.A.	10676
St. Casimir P.T.A.	10677
Mt. Sinai Baptist Church	10678
A.B. Roy Foundation	10679
Warren Street School P.T.A. of Essex County	10680
St. Casimir's Church	10683
Newark Day Care Council, Inc.	10684
Parents Association of St. Lucy's School	10685
Parent Teacher Group-Project Link Ed. Center	10687
Babyland Nursery, Inc.	10689
St. Francis Xavier Roman Catholic Church	10690
St. Stanislaus Roman Catholic Church	10691

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Grant.

11-b.

A motion to ratify street dedication was made by President Tucker, seconded by Council Member Harris.

The corner of Astor Street and Clinton Avenue-Reverend Dr. John G. Ragin Square.

The motion was adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Grant.

ADJOURNMENT

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Carrino, Grant.

This meeting adjourned at 11:15 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, May 26, 1992

A special meeting of the Newark Municipal Council was scheduled for the above date, at 10:00 A.M., in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider on public hearing, second reading and final passage the following legislation, which was adopted on First Reading at a special meeting on April 21, 1992:

"AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE TO AMEND TITLE 21, CHAPTER 5, SECTION 3, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED (TO ADJUST SEWER USER CHARGES), 6-S & F-p, adopted September 25, 1990,' BY DELETING SECTION 6, DEALING WITH INCURRED COSTS DUE TO FEDERAL AND STATE REGULATIONS."

The Newark Municipal Council, at its regular meeting May 20, 1992, adopted a **"MOTION TO RESCHEDULE THE SPECIAL MEETING CALLED FOR TUESDAY, MAY 26, 1992, AT 1:00 P.M., TO WEDNESDAY, JUNE 10, 1992, AT 10:00 A.M., IN THE COUNCIL CONFERENCE ROOM, ROOM 304/CITY HALL, NEWARK, NEW JERSEY, TO CONSIDER SAID ORDINANCE ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE."**

In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this rescheduled meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal on May 21, 1992 and posted on the designated bulletin board in the basement of City Hall.

This meeting is rescheduled to a special meeting to be held Wednesday, June 10, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark.

APPROVED:



Robert P. Marasco
City Clerk

Newark, New Jersey, May 26, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 11:30 A.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council.

Absent: Council Members Carrino, Villani.

Deputy City Clerk Davis read letter dated May 22, 1992, from Council President, Donald Tucker, calling a special meeting of the Municipal Council for Tuesday, May 26, 1992, at 11:00 A.M., or as soon thereafter as practical in the Conference Room/Council Chamber, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution authorizing Mayor and Director of Engineering to execute right-of-entry forms for Block 130, Lot 47 and Block 171, Lots 41 and 42, as required by the United States of America, for Passaic River Streambank Restoration Project. (United States Congress appropriated \$6 million for this project) (Resolution 7-R-g, deferred May 20, 1992)

Resolution authorizing Central Planning Board to make investigation and hold public hearing to determine whether Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47 and 52 (a.k.a 351-385 Springfield Avenue) Resolution authorizing Central Planning Board to make investigation and hold public hearing to determine whether Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47 and 52 (a.k.a 351-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue and 418-422 Fairmount Avenue); Block 2603, all lots, (a/k/a 399-425 Springfield Avenue; 2-24 Highland Street; 2-22 Magnolia Street and 411-425 Fairmount Avenue); and that portion of the Right-of-Way of Fairmount Avenue laid out on the Map of the Commissioners to lay out streets, avenues and squares from the southerly line of Springfield Avenue to the northerly line of the junction of 17th Avenue and Highland Street is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey, N.J.S.A. 40:55-21.1 et seq., as amended. (Central Ward) (Resolution 7-R-p, deferred May 20, 1992)

Resolution ratifying and authorizing Mayor to enter into contract with Marilyn Berry Thompson of Jorden Schulte and Burchette, to provide lobbying services in Washington, D.C., for period February 1, 1992 to January 31, 1993, maximum amount of contract is \$100,000., \$19,000. allocated in temporary budget; balance contingent upon appropriation of funds in 1992 budget. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(II). (Removed from the table May 20, 1992)

Resolution ratifying and authorizing Business Administrator to enter into contract with Dente Brothers Towing, Inc., 527 Raymond Boulevard, Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the Central Ward, for period May 21, 1992 to May 20, 1994. (\$16.05 reimbursement for all other vehicles to be received from Dente Brothers Towing, Inc., on a monthly basis)

May 26, 1992

Resolution ratifying and authorizing Business Administrator to enter into contract with B & C Towing Inc., 527 Avenue "P", Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the East Ward, for period May 21, 1992 to May 20, 1994. (\$16. reimbursement for private passenger vehicles and \$15 reimbursement for all other vehicles to be received from B & C Towing Service, on a monthly basis)

Resolution ratifying and authorizing Business Administrator to enter into contract with C & J Towing Inc., 409-411 Wilson Avenue, Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the South Ward, for period May 21, 1992 to May 20, 1994. (\$6. reimbursement for private passenger vehicles and \$25 reimbursement for all other vehicles to be received from C & J Towing Service, on a monthly basis)

Resolution authorizing Mayor and Director of Health and Human Services to enter into and execute contract with The Writing Co., One Gateway Center, Newark, New Jersey 07102, for preparation of 1991 Department of Health and Human Services Annual Report, in amount of \$8,900., for period June 1, 1992 until August 31, 1992; \$1,400. appropriated in 1992 temporary budget in Department of Health and Human Services.

Resolution amending Resolution 7-R-cx (A.S.), April 17, 1991, "contract with Nick Bolletieri Tennis Academy, for period January 1, 1991 through December 31, 1991, for provision of recreational services to youth and adults of the City of Newark, in amount of \$200,000.", by authorizing Mayor and Director of Health and Human Services to accept funds from the County of Essex in amount of \$40,000., thereby increasing contract amount to \$240,000.; all other conditions of contract remain in full force and effect.

Resolution authorizing transfer to Housing and Community Development Act, Fourteenth Year (HCDA XIV) funds, from Health and Human Services, Salaries and Wages-\$5,044.; Budget Office, Salaries and Wages-\$30,915., Other Expenses-\$2,092.; Planning, Salaries and Wages-\$22,254.; totalling \$60,305., to The Centre, Inc., Other Expenses-\$60,305.; pursuant to Ordinance 6-S & F-d, April 16, 1980. (Creates a new activity in HCDA XIVth year for purpose of construction and to operate a day care center in amount of \$60,305.)

Ordinance authorizing the Governing Body of the City of Newark to file a petition with the legislature of the State of New Jersey for the adoption of a special law to authorize the Governing Body of the City of Newark to effectuate the appointment of William Celester as Police Chief notwithstanding his age is greater than the maximum age limit permitted by statute and his service as a Superior Officer with five years of administrative and supervisory police experience were accomplished out of State.

City Clerk Marasco further read letter dated May 22, 1992, from Council President Donald Tucker requesting the following legislation be added to the call of the special meeting for Tuesday, May 26, 1992, at 11:00 A.M., or as soon thereafter as practical to consider the following legislation:

Resolution approving the assignment and assumption of Tax Abatement (Resolution 7-R-bl, April 1, 1992) for project located at Block 523, Lots 3, 4, 5, 51, 54, 59 and 60, from St. James Square Housing Corporation to St. James Square Urban Renewal Housing Co., L.P.

May 26, 1992

City Clerk Marasco stated, "In accordance with New Jersey P.L., 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on May 22, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S-1)

Resolution authorizing Mayor and Director of Engineering to execute right-of-entry forms for Block 130, Lot 47 and Block 171, Lots 41 and 42, as required by the United States of America, for Passaic River Streambank Restoration Project. (United States Congress appropriated \$6 million for this project)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Director of Engineering Zach met with the Council May 26, 1992)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

7-R-b. (S-1)

Resolution authorizing Central Planning Board to make investigation and hold public hearing to determine whether Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47 and 52 (a/k/a/ 351-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue and 418-422 Fairmount Avenue); Block 2603, all lots, (a/k/a/ 399-425 Springfield Avenue; 2-24 Highland Street; 2-22 Magnolia Street and 411-425 Fairmount Avenue); and that portion of the Right-of-Way of Fairmount Avenue laid out on the Map of the Commissioners to lay out streets, avenues and squares from the southerly line of Springfield Avenue to the northerly line of the junction of 17th Avenue and Highland Street is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey, N.J.S.A. 40:55-21.1 et seq., as amended. (Central Ward)

A motion to defer action on the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Carrino, Villani.

A motion to consider Resolution 7-R-b at this time was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Carrino, Villani.

May 26, 1992

A motion directing the Deputy City Clerk to return the resolution to Administration for disclosure of development plans was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Member Carrino, Villani.

7-R-c. (S-1)

Resolution ratifying and authorizing Mayor to enter into contract with Marilyn Berry Thompson of Jorden Schulte and Burchette, to provide lobbying services in Washington, D.C., for period February 1, 1992 to January 31, 1993, maximum amount of contract is \$100,000., \$19,000. allocated in temporary budget; balance contingent upon appropriation of funds in 1992 budget. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(II).

(Copy of resolution and correspondence submitted to each Member of the Council)
(Removed from the table May 20, 1992)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and failed of adoption by the following votes:

Yes: Council Members Martinez, Rice, President Tucker.

No: Council Member Grant.

Not Voting: Council Members Bradley, Branch, Harris.

Absent: Council Members Carrino, Villani.

7-R-d. (S-1)

Resolution ratifying and authorizing Business Administrator to enter into contract with Dente Brothers Towing Inc., 527 Raymond Boulevard, Newark, New Jersey 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the Central Ward, for period May 21, 1992 to May 20, 1994. (\$16.05 reimbursement for private passenger vehicles and \$36. reimbursement for all other vehicles be received from Dente Brothers Towing Inc., on a monthly basis)

(Copy of resolution and correspondence submitted to each Member of the Council)

There was a lengthy discussion held by the Members of the Municipal Council.

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

7-R-e. (S-1)

Resolution ratifying and authorizing Business Administrator to enter into contract with B & C Towing Service, 527 Avenue "P", Newark, New Jersey 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the East Ward, for period May 21, 1992 to May 20, 1994. (\$16. reimbursement for private passenger vehicles and \$15. reimbursement for all other vehicles be received from B & C Towing Service, on a monthly basis)

(Copy of resolution and correspondence submitted to each Member of the Council)

There was a lengthy discussion held by the Members of the Municipal Council.

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

7-R-f. (S-1)

Resolution ratifying and authorizing Business Administrator to enter into contract with C & J Towing Service, 409-411 Wilson Avenue, Newark, New Jersey 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the South Ward, for period May 21, 1992 to May 20, 1994. (\$6. reimbursement for private passenger vehicles and \$25. reimbursement for all other vehicles be received from C & J Towing Service, on a monthly basis)

(Copy of resolution and correspondence submitted to each Member of the Council)

There was a lengthy discussion held by the Members of the Municipal Council.

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

7-R-g. (S-1)

Resolution authorizing Mayor and Director of Health and Human Services to enter into and execute contract with The Writing Co., One Gateway Center, Newark, New Jersey 07102, for preparation of 1991 Department of Health and Human Services Annual Report, in amount of \$8,900., for period June 1, 1992 until August 31, 1992; \$1,400. appropriated in 1992 temporary budget in Department of Health and Human Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

7-R-h. (S-1)

Resolution amending Resolution 7-R-cx (A.S.), April 17, 1991, "contract with Nick Bolletieri Tennis Academy, for period January 1, 1991 through December 31, 1991, for provision of recreational services to youth and adults of the City of Newark, in amount of \$200,000.," by authorizing Mayor and Director of Health and Human Services to accept funds from the County of Essex in amount of \$40,000., thereby increasing contract amount to \$240,000.; all other conditions of contract remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

There was a lengthy discussion held by the Members of the Municipal Council.

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

May 26, 1992

7-R-I. (S-1)

Resolution authorizing transfer of Housing and Community Development Act, Fourteenth Year (HCDA XIV) funds, from Health and Human Services, Salaries and Wages-\$5,044.; Budget Office, Salaries and Wages-\$30,915., Other Expenses-\$2,092.; Planning, Salaries and Wages-\$22,254.; totalling \$60,305., to The Centre, Inc., Other Expenses-\$60,305.; pursuant to Ordinance 6-S & F-d, April 16, 1980. (Creates a new activity in HCDA XIVth year for purpose of construction and to operate a day care center in amount of \$60,305.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

7-R-J. (S-1)

Resolution approving the assignment and assumption of Tax Abatement (Resolution 7-R-bi, April 1, 1992) for project located at Block 523, Lots 3, 4, 5, 51, 54, 59 and 60, from St. James Square Housing Corporation to St. James Square Urban Renewal Housing Co., L.P.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

COMMUNICATIONS.

8-a. (S-1)

The City Clerk presented Communication from Business Administrator Grant, "Ordinance authorizing the Governing Body of the City of Newark to file a petition with the legislature of the State of New Jersey for the adoption of a special law to authorize the Governing Body of the City of Newark to effectuate the appointment of William Celester as Police Chief notwithstanding his age is greater than the maximum age limit permitted by statute and his service as a Superior Police Officer with five years of administrative and supervisory police experience were accomplished out of State."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Council Member Rice, seconded by President Tucker and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Carrino, Villani.

May 26, 1992

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent: Council Members Carrino, Villani.

This meeting adjourned at 12:35 P.M.

APPROVED:



Mark E. Davis
Deputy City Clerk



Donald Tucker
President

Newark, New Jersey, May 26, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 12:36 P.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Grant, Harris, Martinez, Rice, President Tucker, Deputy City Clerk Mark E. Davis, Deputy Clerk of the Municipal Council.

Absent: Council Members Branch, Carrino, Villani.

Deputy City Clerk Davis read letter dated May 18, 1992, from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Tuesday, May 26, 1992, at 11:00 A.M., or as soon thereafter as practical in the Conference Room/Council Chamber, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution ratifying and authorizing Mayor and Acting Director of Development to enter into and execute contract with St. James Square Housing Company, L.P., for new construction of 22 low income rental units to be located at 109-119 Broad Street and 231-239 Broadway, (a/k/a Tax Block 523, Lots 1, 60, 3, 4, 5, 51 and 54 (North Ward)), in the amount of \$359,000., for the period April 1, 1992 through March 31, 1994; grant funds from New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program.

Deputy City Clerk Davis stated, "In accordance with New Jersey P.L., 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on May 18, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S-2)

Resolution ratifying and authorizing Mayor and Acting Director of Development to enter into and execute contract with St. James Square Housing Company, L.P., for new construction of 22 low income rental units to be located at 109-119 Broad Street and 231-239 Broadway, (a/k/a Tax Block 523, Lots 1, 60, 3, 4, 5, 51 and 54 (North Ward)), in the amount of \$359,000., for the period April 1, 1992 through March 31, 1994; grant funds from New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Grant, Harris, Martinez, Rice, President Tucker.

Absent: Council Members Branch, Carrino, Villani.

May 26, 1992

ADJOURNMENT

12-a.

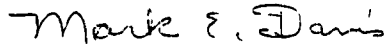
A motion to adjourn the meeting was made by the Council of the Whole and declared adopted by the following votes:

Yes: Council Members Bradley, Grant, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Branch, Carrino, Villani.

This meeting adjourned at 12:37 P.M.

APPROVED:



Mark E. Davis
Deputy City Clerk



Donald Tucker
President

Newark, New Jersey, June 3, 1992

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:40 P.M.

The audience arose for the National Anthem.

The invocation was offered by Honorable Henry Martinez, Council Member, East Ward.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Branch, Carrino, Grant, Martinez, Rice, President Tucker; City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Gwendolyn Blue, Public Relations Consultant Lois Redisch and Detective Lieutenant Richard J. Paraboschi and Lieutenant Joseph Towe, Sergeants-At-Arms.

Absent: Council Members Bradley, Harris, Villani.

(Council Member Villani arrived 1:45 P.M.)

(Council Member Bradley arrived 1:50 P.M.)

(Council Member Harris arrived 1:55 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231 Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on May 28, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of this schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **1991 Annual Report of Department of Engineering.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, President Tucker.

Absent: Council Members Bradley, Harris, Villani.

- 4-b. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held April 16, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, President Tucker.

Absent: Council Members Bradley, Harris, Villani.

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held April 16, 1992.**

June 3, 1992

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, President Tucker.

Absent: Council Members Bradley, Harris, Villani.

4-d. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held April 16, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, President Tucker.

Absent: Council Members Bradley, Harris, Villani.

(Council Member Villani arrived 1:45 P.M.)

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

**6-F-a. The City Clerk read An ordinance providing for the vacation of a portion of Astor Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares.
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)**

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Tucker and declared adopted by President by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 17, 1992.

**6-F-b. The City Clerk read A Bond Ordinance providing for the rehabilitation of the North End Branch of the Public Library and appropriating \$1,016,250. therefor authorizing the issuance of \$965,350. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement Filed)
(Awaiting approval of Debt Statement from Division of Local Government Services)**

A motion to defer action on the ordinance awaiting approval of debt statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

**6-F-c. The City Clerk read An ordinance amending Ordinance 6-S & F-j, adopted September 20, 1989, Ordinance authorizing the execution of a lease agreement between the City of Newark, Lessor, and The Vindicate Society, Inc., Lessee, for the letting of premises commonly known as 32 Central Avenue, Newark, New Jersey (Block 20, Lot 1) for the sum of one dollar (\$1.00) per year for the period commencing on August 16, 1990 and expiring on August 15, 1993, by amending Paragraph 4 of the lease agreement by extending the termination notice from 30 to 90 days; and Paragraph 19 by providing for the lessee's quiet enjoyment of the premises.
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)**

June 3, 1992

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

President Tucker: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 17, 1992.

A motion to consider Items 8-f, 8-h (A.S.), 8-i (A.S.) and 8-j (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker:

Absent: Council Members Bradley, Harris.

(Council Member Bradley arrived 1:50 P.M.)

6-F-d. The City Clerk read An ordinance approving the purchase of premises commonly known as 2 Keer Avenue (AKA 815-821 Elizabeth Avenue), Newark, New Jersey, Block 3685, Lot 1, by the City of Newark, from Charles M. Forman as Trustee for Keer Avenue Ventures, Inc. for \$125,000. dollars, pursuant to the provisions of N.J.S.A. 40A:12-5 (A)(1).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Harris.

President Tucker: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 17, 1992.

(Council Member Harris arrived 1:55 P.M.)

6-F-e. (A.S.) The City Clerk read An ordinance providing for the vacation of a portion of Broad Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares and extending from the southerly line of Harvey Street southerly a distance of 295.44 feet.

(For construction of new North Ward School)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 17, 1992.

June 3, 1992

6-F-f.
(A.S.)

The City Clerk read An ordinance providing for the vacation of a portion of Harvey Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares and extending from the easterly line of Broadway easterly to the westerly line of Mt. Pleasant Avenue.

(For construction of new North Ward School)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 17, 1992.

Council Member Carrino, through the Chair, directed the City Clerk to communicate with Mr. Eugene Campbell, Superintendent of Schools, to submit information available on the construction of this school, including anticipated dates for groundbreaking and estimated construction time.

A motion to remove from the table "An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-way Street" (Ordinance 6-F-a, May 6, 1992), was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-g.
(A.S.)

The City Clerk read An ordinance amending Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-way Street.

(Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Ordinance tabled May 6, 1992)

(Ordinance removed from the table June 3, 1992)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Grant and Engineering Director Zach to meet with the Municipal Council at its June 16, 1992 pre-meeting conference was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-h.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor" (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To adjust salaries per agreement with Newark Council #21, Civil Service Association)

(Municipal Courts)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Not Voting: Council Member Rice.

June 3, 1992

President Tucker: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 17, 1992.

A motion to consider Item 8-k (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent: Council Members Bradley, Harris.

6-F-i.
(A.S.)

The City Clerk read **An ordinance to amend Title 2, Administration, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to clarify municipal sick and vacation leave policy for elected officials.**

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Villani, President Tucker.

No: Council Member Rice.

Not Voting: Council Members Bradley, Branch, Harris.

President Tucker: The yeses are five, the noes are one and three not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 17, 1992.

At a later time in the meeting, after Ordinance 6-Ph, S & F-e, a motion to consider Item 8-l (A.S.) on Ordinances on First Reading was made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-j.
(A.S.)

The City Clerk read **An ordinance to amend and supplement Title 8, Business and Occupations, Chapter 19, Wreckers; Section 1, Definitions and Section 6, Services Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding definitions and revising the towing rates.**

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 17, 1992.

Council Member Carrino, through the Chair, requested the City Clerk to invite to a future special conference a representative of the Division of Motor Vehicles to discuss why people are issued regular plates as opposed to commercial plates when they definitely are used for commercial purposes. This prevents these vehicles from being towed when parked overnight in first class areas.

At a later time in the meeting, after Item 8-f (A.S.), a motion to consider Item 8-g (A.S.) on Ordinances on First Reading was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

June 3, 1992

6-F-k.
(A.S.)

The City Clerk read An ordinance granting five (5) years of Tax Abatement to the owner of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1979, Lot 22 and more commonly known as 309 Elm Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

(Margarita Rojas)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

President Tucker: The yeas are eight, the nays are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on June 17, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance, "An ordinance instituting positions in the Department of General Services and establishing salaries therefor," (6-S & F-a) adopted May 16, 1979, as amended and supplemented (To institute the title of Electrician's Helper and to abolish the Title of Apprentice Electrician in the Department of General Services)

(Instituting new title and abolishing old in Department of Engineering. No Salary change. Represented by Building Trades Bargaining Committee.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance creating positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to create the following title:

POSITION

Electricians Helper	1/1/91	\$23,611.92 - \$25,145.87 - \$25,773.21
1710 (35 Hrs.)	1/1/92	24,792.52 - 26,403.16 - 27,061.87

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Apprentice Electrician
0272 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

June 3, 1992

STATEMENT

The title of "Electricians Helper" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Apprentice Electrician".

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented. (To institute the title of Income Maintenance Technician and to abolish the title of Interviewer in the Department of Health and Human Services).

(Income Maintenance (1) 1/1/91 \$21,052.06 - \$24,785.53
Technician
(35 Hours))
(Instituting new title and abolishing old to replace a non-standard title with a title approved by New Jersey Department of Personnel. No change in salary. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to create the following title:

POSITION

Income Maintenance Technician
2089 (35 Hrs.) 1 1/1/91 \$21,052.06 - \$24,785.53

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

POSITION

Interviewer
A108 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

June 3, 1992

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance will replace a non-standard title with a New Jersey Department of Personnel approved title.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Carrino.

Council Member Harris, through the Chair, directed the City Clerk to communicate with Health and Human Services Director Ruffin requesting her to instruct employees in the Welfare Division to deal professionally and respectfully with all clients at all times.

The motion was declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 23, Traffic and Parking, Chapter 7, Parking Meter Regulations, generally of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to be further amended by creating Section 14, to allow a Holiday Season Moratorium on the enforcement of Parking Meters in certain areas and Parking Regulations and to allow a Moratorium on the enforcement of Parking Meter Regulations in the Residential Districts of the City on certain Holidays.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1: Title 23, Traffic and Parking, Chapter 7, Parking Meter Regulations, generally, Section 14, Holiday Moratorium, of the Revised Ordinances of the City of Newark is further amended and supplemented, as follows:

23:7-14. HOLIDAY MORATORIUM

The parking meter regulations shall not be enforced on weekdays between the hours of 10 a.m. - 4 p.m., as well as all day on Saturday and Sunday in the Central Business District as defined in Section 23:1-1 during the period from the Thanksgiving Day Holiday to December 27th of each year.

In addition, parking regulations and parking meter regulations shall not be enforced in the residential districts in the City of Newark on the following holidays:

June 3, 1992

New Years Day

Dr. Martin Luther King, Jr., Day

Lincoln's Birthday

Washington's Birthday

Good Friday

Memorial Day

Independence Day

Labor Day

Columbus Day

Election Day

Veteran's Day

Thanksgiving

Christmas Day

SECTION 2: Any existing ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3: This ordinance shall take effect upon final passage and publication in accordance with the law.

STATEMENT

This ordinance has been amended to allow a moratorium on the enforcement of the Parking Meter ordinance on thirteen holidays during the year.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage and directing the City Clerk to forward a copy of this ordinance to Police Director Celester, with copies to Presiding Judge Minor, and all Precinct Commanders requesting strict enforcement was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 3, 1992

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of Old Meadow Road, as laid out 33 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the westerly line of Frelinghuysen Avenue to its westerly terminus.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Old Meadow Road, as laid out 33 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the westerly line of Frelinghuysen Avenue to its westerly terminus shall be vacated as a public street or right-of-way.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A-1561, dated December 18, 1991 is on file in the office of the Director, Department of Engineering.

Section 2. That the owners of the properties adjacent to Old Meadow Road shall have one (1) year from the date of the publication of this Ordinance to purchase said street from the City of Newark. If said purchase is not completed within a one year period, the Director, Department of Engineering shall prepare an Ordinance revoking the vacation of Old Meadow Road.

Section 3. That the Director, Department of Development be and is hereby authorized to execute on behalf of the City of Newark a deed conveying the herein mentioned street to the owners of the properties adjacent to Old Meadow Road and same to be approved as to form and legality by the Corporation Counsel and attested to by the City Clerk.

Section 4. Should the owners of the properties adjacent to Old Meadow Road dispute the ownership thereof, said owners of the properties shall have one (1) year from the date of the publication of this Ordinance to obtain and submit to the Director, Department of Engineering of the City of Newark a Title Search, from a Title Company authorized to do business in the State of New Jersey, which shows that the ownership and title to the vacated portion of Old Meadow Road will rest with the adjacent property owners upon the vacation of said street. If the City of Newark approves of said Title Search, Sections 2 and 3 of this Ordinance shall no longer apply.

Section 5. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 6. That this Ordinance shall take effect upon adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates Old Meadow Road from the westerly line of Frelinghuysen Avenue to its westerly terminus.

June 3, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by Revising the Towing Rates and requiring that Towers Rates be posted on their licensed premises.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations; Chapter 19, Wreckers; Section 6, Service rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented to read in its entirety as follows:

8:19-6. Service Rates

(a) This ordinance shall not supercede State Regulations on the towing of stolen or accident damaged private passenger automobiles as established by the Commissioner of Insurance pursuant to N.J.S.A. 17-33B-47 and N.J.S.A. 17:33B-48.

(b) The charges for services rendered by a licensee wholly within the City of Newark shall not exceed the following rates:

I. Towing

Vehicles under 5,001 lbs. gross average weight

.....\$ 65.00

Vehicles over 5001 lbs. gross average weight

.....\$ 125.00

II. Storage

Vehicles under 5,001 lbs. gross average weight

.....\$ 10.00 per day
for the first thirty (30) days;

.....\$ 15.00 per day
thereafter.

Vehicles over 5,001 lbs gross average weight

.....\$ 25.00 per day
for the first thirty (30) days;

.....\$ 40.00 per day
thereafter.

June 3, 1992

III. Mileage

No mileage fee may be imposed on any tow which is regulated by this ordinance.

IV. Winching

Light Wreckers.....\$ 75.00 per hour per unit

Heavy Wreckers.....\$225.00 per hour per unit

Additional Workman Labor.....\$ 75.00 per hour

V. Transmission Service

.....\$ 25.00

VI. Any other services not enumerated above

..... \$ 25.00

(f) In cases where a licensee must hire laborers or rent other equipment, all reasonable charges therefore, may be passed along to the owner of the vehicle.

(g) For services to or from a point outside the City of Newark, the charges shall be determined by mutual agreement of the licensee and customer.

(h) The driver or operator of a wrecker shall give the customer a receipt for the amount paid and itemize each charge thereon.

(i) The maximum rates established by this section shall be printed on a card approved by the Director, and affixed to the interior of each wrecker in a permanent and conspicuous position.

(j) The service rates shall be reviewed bi-annually by the Director and the Business Administrator to ensure that the licensee obtains a just and reasonable return on their investments.

(g) Each licensee under this chapter shall maintain in good condition at all times, at each entrance to such tow lot, a sign, to apprise persons of the:

1. Name of licensee;
2. Address of premises;
3. Opening and closing hours; and
4. Rates charged for towing and storage.

Signs giving all the above information shall be erected only at points of ingress on private property. If point of ingress is more than 50 feet wide, the signs must be so positioned as to be no more than 50 feet from the point of ingress.

The signs shall be of sheet metal or other suitable material and shall be displayed at a height of not less than 4 feet (bottom edge) and not more than 12 feet (top edge) above the street level. No sign shall be less than 20 nor more than 50 square feet.

Signs shall be erected so as to be visible to a motorist before he leaves the thoroughfare and before he enters the tow lot.

June 3, 1992

Signs shall be composed of a solid background and the letters, numerals, or symbols shall all be of the same contrasting color. The upper-case (capital) to be 2 inches high; all letters "san serif". Letters and numerals shall be proportionately spaced and shall neither be contracted nor expanded so as to inhibit readability. Each classification and the applicable rate or rates thereunder shall be listed on a separate line not to exceed 40 inches in width. Said lines shall be spaced 1-1/2 inches apart, as measured between the upper-case (capital) letters.

Section 2. This Ordinance shall apply to any and all licenses towers that operate within the City of Newark.

Section 3. All Ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 5. If any part of this ordinance is found to be illegal, unconstitutional or contrary to law, the balance of this ordinance shall remain in full force and effect.

Section 6. A copy of this ordinance shall be forwarded by the City Clerk to the Department of Insurance in Trenton.

STATEMENT

The Ordinance revises the City's towing rates.
additions indicated by underscore

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertise in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend the Revised ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By providing for the dismissal of Members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment for excessive and inexcusable absences)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

June 3, 1992

SECTION 1. Section 2, Paragraph (d) of Ordinance 6S&FF(S-1) adopted July 16, 1986, Taxicab Commission, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as Amended and Supplemented, be and the same is hereby amended to read as follows:

Each year the commission shall select one of its members to be chairperson and shall adopt such rules of procedure and such by-laws as are necessary to fulfill its purposes as set forth in Section 3. The commission shall hold meetings, not more than once a week nor less than once a month, as it shall from time to time deem necessary. Each member shall receive a stipend of not more than \$3,500. per annum for attending board meetings. Such stipend shall be paid quarterly and in proportion to the number of meeting attended during each quarter. The determination as to whether the office of any member appointed to the board shall be deemed vacant shall be made in accordance with the provisions of C.302, P.L. 1979 (N.J.S.A. 40A:9-12.1), which reads in part as follows:

"The office of any person appointed to a specific term, with or without compensation, by the governing body or chief executive of any local unit, including persons appointed to any board, committee, commission, authority or other agency of one or more local units, shall deemed to be vacant:..... In the case of a member of a board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meetings of such body for a period of 8 consecutive weeks, or for four consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointing authority in writing of such determination; provided, further, that such board, committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness;....."

SECTION 2. Title 15, Chapter 9B, Rent Control; Rent Control Board, Section 9(a) of the Revised Ordinances of the City of Newark, New Jersey, 1966, as Amended and Supplemented, be and the same is hereby amended to read as follows:

15:9B-9. Rent control board.

(a) Membership. There is hereby created a rent control board within the Office of the Mayor of the City of Newark, which shall consist of five residents of the City of Newark appointed by the Mayor with the advice and consent of the Municipal Council. The board shall be composed of two tenants, two landlords and a fifth member who is a homeowner and neither a tenant nor a landlord. The term of each member shall be two years, except that of the members first appointed, one tenant and one landlord shall serve for a term of one year. No member may serve for more than two successive terms. Each member of the board shall receive a stipend of not more than \$3,500. per annum for attending board meetings.

Such stipend shall be paid quarterly and in proportion to the number of meetings attended each quarter. The determination as to whether the office of any member appointed to the board shall be deemed vacant shall be made in accordance with the provisions of C. 302, P.L. 1979 (N.J.S.A. 40A:9-12.1), which reads in part as follows:

"The office of any person appointed to a specific term, with or without compensation, by the governing body or chief executive of any local unit, including persons appointed to any board, committee, commission, authority or other agency of one or more local units, shall deemed to be vacant:..... In the case of a member of a board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meetings of such body for a period of 8 consecutive weeks, or for four consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointing authority in writing of such determination; provided, further, that such board, committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness;....."

June 3, 1992

SECTION 3. Section 1, Paragraph(A) of Ordinance 6S&Fj adopted April 6, 1988, Alcoholic Beverage Control Board, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as Amended and Supplemented, be and the same is hereby amended to read as follows:

(a) Each member of the Board of Alcoholic Beverage Control shall be compensated at the following rate and in the following manner: thirty-five hundred dollars per year payable in four (4) quarterly installments, except that said compensation shall be based upon the number of meetings of the board attended by each member of the board in proportion to the number of meeting held by the board during each quarter. The determination as to whether the office of any member appointed to the board shall be deemed vacant shall be made in accordance with the provisions of C. 302, P.L. 1979 (N.J.S.A. 40A:9-12.1, which reads in part as follows:

"The office of any person appointed to a specific term, with or without compensation, by the governing body or chief executive of any local unit, including persons appointed to any board, committee, commission, authority or other agency of one or more local units, shall deemed to be vacant:..... In the case of a member of a board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meetings of such body for a period of 8 consecutive weeks, or for four consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointing authority in writing of such determination; provided, further, that such board, committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness;....."

SECTION 4. Title 16A, Chapter 1, Central Planning Board, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as Amended and Supplemented, be and the same is hereby amended to read as follows:

16A:1-2. Membership; terms; stipend.

The central planning board shall consist of nine members and two alternate members who shall be appointed and hold office in accordance with the provisions of C.40:55D-23. Effective January 1, 1985, each member and alternate member of the board shall receive a stipend of not more than \$3,500. per annum for attending board meetings. Such stipend shall be paid quarterly and in proportion to the number of meetings attended during each quarter. The determination as to whether the office of any member appointed to the board shall be deemed vacant shall be made in accordance with the provisions of C.302, P.L. 1979 (N.J.S.A. 40A:9-12.1), which reads in part as follows:

"The office of any person appointed to a specific term, with or without compensation, by the governing body or chief executive of any local unit, including persons appointed to any board, committee, commission, authority or other agency of one or more local units, shall deemed to be vacant:..... In the case of a member of a board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meetings of such body for a period of 8 consecutive weeks, or for four consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointing authority in writing of such determination; provided, further, that such board, committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness;....."

June 3, 1992

SECTION 5. Title 16A, Chapter 2, Board of Adjustment, Section 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as Amended and Supplemented, be and the same is hereby amended to read as follows:

16A:2-2. Membership; terms; stipend.

The board of adjustment shall consist of seven members and two alternate members who shall be appointed by the Municipal Council and who shall hold office in accordance with the provisions of C.40:55D-69, as amended. Each member and alternate member of the board shall receive a stipend of not more than \$3,500. per annum for attending board meetings. Such stipend shall be paid quarterly and in proportion to the number of meetings attended during each quarter. The determination as to whether the office of any member appointed to the board shall be deemed vacant shall be made in accordance with the provisions of C.302, P.L. 1979 (N.J.S.A. 40A:9-12-1), which reads in part as follows:

"The office of any person appointed to a specific term, with or without compensation, by the governing body or chief executive of any local unit, including persons appointed to any board, committee, commission, authority or other agency of one or more local units, shall be deemed to be vacant:..... In the case of a member of a board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meetings of such body for a period of 8 consecutive weeks, or for four consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointing authority in writing of such determination; provided, further, that such board, committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness;....."

SECTION 6. All prior ordinances or parts of prior ordinances inconsistent with this ordinance are hereby repealed.

SECTION 7. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance reiterates part of the provisions of C.302, P.L. 1979 (N.J.S.A. 40A:9-12.1) which provides for the dismissal of Members of the Boards and Commissions for excessive inexcusable absences.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Council Member Martinez, through the Chair, directed the City Clerk to prepare an amendment to the ordinance relative to the payment of stipends in accordance with attendance at the entire meeting.

June 3, 1992

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Government Services)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services and directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory and Engineering Director Zach to meet with the Municipal Council at its June 16, 1992 pre-meeting conference was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street.

(West Ward)

(Kerrigan Boulevard and Ivy Street: stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

A motion to remove from the table "An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street" (Ordinance 6-S & F-h, April 15, 1992), was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

June 3, 1992

6-S & F-i.
(A.S.)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 18th Avenue and South 20th Street.

(18th Avenue and South 20th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

(Ordinance tabled April 15, 1992)

(Ordinance removed from the table June 3, 1992)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to remove from the table "An ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street" (Ordinance 6-S & F-i, April 15, 1992), was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-S & F-j.
(A.S.)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of 19th Avenue and South 19th Street.

(19th Avenue and South 19th Street:

Stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

(Ordinance tabled April 15, 1992)

(Ordinance removed from the table June 3, 1992)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 3, 1992

HEARINGS OF CITIZENS.

- 6-HC-a. **MS. ANNETTE M. ALSTON, 21 QUITMAN STREET, SCHOOL, NEWARK, NEW JERSEY**, addressed the Municipal Council with respect to 4th grade students of Quitman Street School reading letters of appreciation to the Council for their support for their class trips to Apollo and Schaumburg in New York City.

Several students read their letters to the Members of the Municipal Council.

- 6-HC-b. **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY**, addressed the Municipal Council with respect to the homeless program and existing problems with the Ryan-White Law. He noted he had requested a copy of the job description in the homeless program and noted to date he had not received it.

Council Member Grant, through the chair, requested the City Clerk to hand deliver a letter to Health and Human Services requesting this information and that the messenger wait for a response.

- 6-HC-c. **PROFESSOR JAMES H. ORANGE, 49 MONTROSE STREET, NEWARK, NEW JERSEY**, addressed the Municipal Council with respect to receiving funds for programs he had already administered.

A lengthy discussion was held by the Members of the Municipal Council.

(For further action on this matter see page 35 in the minutes of this meeting)

A motion to change the order of business and consider Resolution 7-R-ci (A.S.) was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Not voting: Council Member Carrino.

- 7-R-ci.
(A.S.) **Resolution amending Resolution 7-R-di (A.S.) adopted November 6, 1991, "Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute Grant Agreement with Newark Performing Arts Corporation, Inc., for research and performance in the area of Gospel Music, for period January 1, 1991 through December 31, 1991, in amount of \$100,000.,"** by adding thereto Mr. James Orange and Amiri Baraka as grantees.

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Harris and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris.

Not Voting, Council Members Rice, President Tucker.

Absent During Roll Call: Council Members Carrino, Martinez, Villani.

(For further action on this matter, see Page 35 in the minutes of this meeting)

- 6-HC-d. **MRS. OLIVE TRUITT, 59 MAINWRIGHT STREET, NEWARK, NEW JERSEY**, addressed the Municipal Council relative to several abandoned structures located in the South Ward and various problems that have arisen for residents of this area due to these structures.

President Tucker directed the City Clerk to forward a verbatim transcript of Ms. Truitt's remarks to the Mayor and the Business Administrator for their attention and immediate action.

A motion to permit Mr. Curtis Grimsley to be heard under "Hearings of Citizens" was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-HC-e.** **MR. CURTIS GRIMSLEY, 51 CENTRAL AVENUE, NEWARK, NEW JERSEY,** addressed the Municipal Council relative to the contract for the Crossing Guards.

The City Clerk was directed to request Administration to meet with the representatives of Local 617 and have this legislation ready for consideration by the Municipal Council at a special meeting or the second meeting in June.

The City Clerk was directed to forward a letter to the Law Department requesting whether or not negotiations between the union and the City Administration have been completed and if they have been completed why the resolution of that contract has not been submitted to the Council for their consideration.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a.** Resolution amending Resolution 7-R-e, January 23, 1991, authorizing Director of Development to execute bargain and Sale Deeds for properties sold at Public Auction held on December 27, 1990, listed on Exhibits A and B, for sum of \$1,207,146., to highest bidders pursuant to Resolution 7-R-cq (A.S.) adopted December 7, 1990, by changing the name of the successful bidder, Franklin Building Corp. to America's Dream Homes, Inc. for properties 24, 26 9th Avenue, 100-104 No. 13th Street, 468 So. 16th Street, 398 Avon Avenue, 187 Mainwright Street, 363 Johnson Avenue, 371 Hillside Avenue, 373-375 and 377-379 Hillside Avenue, 874-878 and 895 Hunterdon Street, 87-89 Scheerer Avenue, 120 Shephard Avenue, 147-149 Watson Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-b.** Resolution rescinding Tax Abatement of Judith Alonso (Owner of Condominium Unit #5A in Park View Urban Renewal, Inc.-Condominium Project), 621-625 Market Street, Newark, New Jersey, Block 2011.01, Lot 33, the owner has failed to make payment of the annual service charge in the amount of \$4,046.10 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-cq, March 15, 1989, unless said owner pays outstanding balance within 30 days.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-c.** Resolution rescinding Tax Abatement of Maria Perfeito and Jose Leandro (Owners of Condominium Unit #3H in Wilson Towers Urban Renewal, Condominium Project), 41-51 Wilson Avenue, Newark, New Jersey, Block 2030, Lot 30.04, the owners have failed to make payment of the annual service charge in the amount of \$5,763.24 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-ca, July 8, 1987, unless said owners pay outstanding balance within 30 days.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

June 3, 1992

- 7-R-d. **Resolution rescinding Tax Abatement of Richard Constabile (Owner of Condominium Unit #6H in Wilson Towers Urban Renewal Company, Condominium Project), 41-51 Wilson Avenue, Newark, New Jersey, Block 2030, Lot 30.07, the owner has failed to make payment of the annual service charge in the amount of \$5,142.31 plus interest and penalties as required by its Financial Agreement with City of Newark, authorized by Resolution 7-R-ca, July 8, 1987, unless said owner pays outstanding balance within 30 days.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-e. **Resolution ratifying and authorizing Mayor to enter into contract with Marilyn Berry Thompson of Jorden Schulte and Burchette, to provide lobbying services in Washington, D.C., for period February 1, 1992 to January 31, 1993, maximum amount of contract is \$100,000., \$19,000. allocated in temporary budget; balance contingent upon appropriation of funds in 1992 budget. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Removed from the table May 20, 1992)

(Failed of adoption May 26, 1992)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Villani, President Tucker.

Not Voting: Council Member Harris.

Absent During Roll Call: Council Member Rice.

- 7-R-f. **Resolution ratifying and authorizing Business Administrator to enter into contract with Dente Brothers Towing Inc., 527 Raymond Boulevard, Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the Central Ward, for period May 21, 1992 to May 20, 1994. (\$16.05 reimbursement for private passenger vehicles and \$36. reimbursement for all other vehicles to be received from Dente Brothers Towing Inc., on a monthly basis)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-g. **Resolution ratifying and authorizing Business Administrator to enter into contract with B & C Towing Inc., 527 Avenue "P", Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the East Ward, for period May 21, 1992 to May 20, 1994. (\$16. reimbursement for private passenger vehicles and \$15 reimbursement for all other vehicles to be received from B & C Towing Service, on a monthly basis)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.

Absent During Roll Call: Council Member Rice.

- 7-R-h. Resolution ratifying and authorizing Business Administrator to enter into contract with C & J Towing Inc., 409-411 Wilson Avenue, Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the South Ward, for period May 21, 1992 to May 20, 1994. (\$6. reimbursement for private passenger vehicles and \$25 reimbursement for all other vehicles to be received from C & J Towing Service, on a monthly basis)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to table the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Villani, President Tucker.
Absent During Roll Call: Council Member Rice.
- 7-R-i. Resolution authorizing Mayor to submit application to United States Department of Housing and Urban Development, in amount of \$2,500,000. (appropriated in Federal Appropriations Act for 1992), for demonstration project to create revolving loan fund account for low interest loans for renovation of store front businesses in the "Four Corners" area of downtown.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-j. Resolution authorizing Mayor to submit application to United States Department of Housing and Urban Development, in amount of \$500,000. (appropriated in Federal Appropriations Act for 1992), for development of a literacy training and reading rooms at public housing sites by Newark Public Library.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-k. Resolution authorizing Mayor to submit application to United States Department of Housing and Urban Development, in amount of \$2,000,000. (appropriated in Federal Appropriations Act for 1992), for job creation and economic revitalization activities connected with proposed development of a convention center.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-l. Resolution ratifying and authorizing Business Administrator to enter into contract with Roche Biomedical Laboratories, Inc., 69 First Avenue, Raritan, New Jersey, 08869, lowest responsible bidder, to provide Laboratory Diagnostic Services, for period October 1, 1991 to September 30, 1992, contract shall not exceed \$55,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
- 7-R-m. Resolution ratifying and authorizing Business Administrator to enter into contract with Matcha Machinery Company, 273 Passaic Avenue, Fairfield, New Jersey, 07006, to provide Equipment Parts and Repairs, (Water and Sewer Lines-Engineering), for period January 1, 1992 to October 31, 1992, contract shall not exceed \$984., pursuant to Local Public Contracts Law N.J.S.A. 40A:11-12.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-n. **Resolution ratifying and authorizing Business Administrator to enter into contract with Lawson Products, 28 Industrial Road, Fairfield, New Jersey, 07006, to provide Equipment Parts and Repairs (Water & Sewer-Engineering and Division of Traffic & Signals-Engineering), for period January 1, 1992 to October 31, 1992, contract shall not exceed \$45,725., pursuant to Local Public Contracts Law N.J.S.A. 40A:11-12.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-o. **Resolution ratifying and authorizing Business Administrator to enter into contract with Jewel Electric Supply Co., 455 Third Street, Jersey City, New Jersey, 07302, to provide Electrical Equipment and Supplies (Public Buildings-General Services, Special Services-Fire and Fire Signal System), for period January 1, 1992 to August 31, 1992, contract shall not exceed \$25,500., pursuant to Local Public Contracts Law N.J.S.A. 40A:11-12.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-p. **Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate. (In accordance with ordinance)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-q. **Resolution authorizing Acting Director of Development to prepare and record deed from City of Newark to City of Newark containing covenants annexed in Exhibit B, as condition of receiving grant in amount of \$1.492 million from U.S. Department of Interior, for renovation to Newark Symphony Hall. (Resolution 7-R-bv (A.S.), February 19, 1992).**
(Permits City to file amended deed for Newark Symphony Hall)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-r. **Resolution authorizing public auction of City-owned properties not required for governmental purposes on June 18, 1992, to be held at the Quality Inn, 50 Park Place, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a) and authorizing advertising of Exhibits A, B and C. Bids received June 18, 1992, will be presented to the Municipal Council on July 6, 1992, but not later than at its second regularly scheduled meeting following the auction at which time they will be either accepted or rejected as provided by law.**
(Copy of resolution and correspondence submitted to each Member of the Council)

June 3, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-s.

Resolution authorizing Director of Engineering to enter into agreement with Newark Watershed Conservation and Development Corporation, for purchase of gasoline from City of Newark; City shall be paid .05 percent over City's cost to purchase fuel per gallon, term shall be for one year with option to renew.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-t.

Resolution authorizing Director of Engineering to submit a proposal to United States Environmental Protection Agency under Section 104 of Federal Water Pollution Control Act for funds to be used for construction of two Combined Sewer Overflow Floatable Control Projects.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-u.

Resolution ratifying action taken by Director of Engineering to secure services of LaFera Contracting Company, based upon lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with LaFera Contracting Company, 149 Verona Avenue, Newark, New Jersey 07104, for emergency sewer repairs on Avenue "C" between Harper Street and Parkhurst Street, for total sum of \$133,335.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-v.

Resolution authorizing Mayor and Director of Health and Human Services to apply for grant from New Jersey State Department of Health, in amount of \$53,897., for provision of AIDS Education and Prevention Services, for period July 1, 1992 to June 30, 1993.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-w.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Charles Carson, M.D., to provide medical consultation to Newark Lead Poisoning Program, for period April 1, 1992 to December 31, 1992, for amount not to exceed \$69,212., funds expended from budget of Newark Division of Community Health. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1(1)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory and Health and Human Services Director Ruffin to meet with the Municipal Council at its June 16, 1992 pre-meeting conference was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-x. Resolution ratifying and authorizing Director of Police to execute a Hold Harmless and Indemnification Agreement providing for indemnification to Public Service Electric and Gas Company for any claims arising out of use of its Park Plaza, located and bounded by Raymond Boulevard, Park Place and East Park Street, for purpose of Newark Police Department to host the Annual National Police Week Program on May 13, 14, 15, 1992.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-y. Resolution amending Resolution 7-R-cg (A.S.), June 5, 1991, authorizing Mayor to file application with State of New Jersey Department of Labor, for receipt of funds through Job Training Partnership Act (JTPA) for program year 1991,.....for period July 1, 1991 through June 30, 1992, by increasing JTPA allocated funds for 11A 8% Education Coordinator from \$386,364. to \$436,364.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-z. Resolution authorizing Director of Finance to issue check in amount of \$11,250., to Empire Lumber & Millwork Co., Inc., and its attorney Richard Silver, 1139 East Jersey Street, Elizabeth, New Jersey, 07201, upon receipt of all documents deemed necessary by Corporation Counsel; instituted lawsuit in Superior Court of New Jersey, Law Division, Essex County, for breach of contract against City of Newark.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-ba. Resolution authorizing Director of Finance to issue checks totalling \$14,000., to individuals and in amounts shown on Exhibit A; refund of fence deposits paid at time of closing for purchase of City-owned properties located at 210 Sherman Avenue, 1167-1169 Broad Street, 11-15 E. Runyon Street, 492-494 Washington Street, 407-411 South 11th Street, 535-537 Summer Avenue, 29 Norman Road, 7 Longworth Street, a.k.a. 509-515 Washington Street; purchasers have complied with Conditions of Sale.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bb. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$223,197.48, Hazardous Materials Emergency Response Training and Equipment Specifications and Procurement.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bi-10. Resolution recognizing and commending Ms. Sarah Porter.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bi-11. Resolution recognizing and commending Ms. Jackie Oliver.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

7-R-bj. Resolution proclaiming August 10, 1992 as "Ecuadorian Independence Day" in the City of Newark.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

7-R-bk. Resolution proclaiming August 8th through August 16th, 1992, "Ecuadorian Week" in the City of Newark.

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

7-R-bl. Resolution granting fireworks display permit to the Bernardino Coutinho Foundation of the City of Newark for fireworks display on June 6, 1992, at River Bank Park in Newark.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

7-R-bm. Resolution appointing Otis Waller, Constable, for a term commencing June 3, 1992 and ending June 3, 1993.
(A.S.)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

7-R-bn. Resolution appointing Eric Barnes, Constable, for a term commencing June 3, 1992 and ending June 3, 1993.
(A.S.)

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

7-R-bo. Resolution appointing Rasul Ansari, Constable, for a term commencing June 3, 1992 and ending June 3, 1993.
(A.S.)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bp.
(A.S.)** **Resolution amending Tax Abatement Application and Financial Agreement for Telephone Heights Urban Renewal Association, L.P., for rehabilitation of vacant building with 45 low income apartment units at 176 Avon Avenue (Block 2660, Lot 6) approved on March 4, 1992 by Resolution 7-R-bg; by correcting the term of exemption from twenty (20) years to thirty (30) years as requested by the New Jersey Housing & Mortgage Finance Agency and by properly identifying the source of financing as the NJH&MFA.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

- 7-R-bq.
(A.S.)** **Resolution expressing profound sorrow and regret at the passing of Mr. Rhoderick Donovan Rountree.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

- 7-R-br-1.
(A.S.)** **Resolution recognizing and commending the Very Reverend Dr. Edmund B. Partridge, Dean of Trinity and St. Philips Episcopal Cathedral.**

A motion to adopt the resolution was made by Council Member Villani, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-br-2.
(A.S.)** **Resolution recognizing and commending Mr. Hassan Arbubakrr of Newark for heroism and daring courage.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-br-3.
(A.S.)** **Resolution recognizing and commending Mr. Arthur Marano, Principal of Bel-Mont Runyon School in Newark, on the esteemed occasion of a retirement dinner held in his honor on Friday, June 5, 1992 at the Friar Tuck Inn in Cedar Grove, New Jersey.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-br-4.
(A.S.)** **Resolution recognizing and commending Mrs. Linda Locian Mancusi Ungaro, R.N., on the occasion of her retirement.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-br-5. Resolution recognizing and commending Imam Ali Muslim of Newark's Masjid Mohammed.
(A.S.)**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-br-6. Resolution recognizing and commending Iman W. Deen Muhammed, Muslim American
(A.S.) Spokesman for human salvation.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

**7-R-br-7. Resolution recognizing Ms. Madeline Edwards, Third Grade Teacher at Mt.
(A.S.) Vernon Avenue School and students: Chidi Asoluka, Dwan Fields, Jeremy Hawkins and Corey Spann for finishing in Second Place during the New Jersey State Bar Foundation's Law '92 competition for elementary schools.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

**7-R-br-8. Resolution recognizing and commending Karen Highsmith, former Director of
(A.S.) Division of Public Welfare for the City of Newark, for her many years of faithful and meritorious service with the City.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

**7-R-br-9. Resolution recognizing and commending Reverend Dr. John G. Ragin, Pastor
(A.S.) of St. Luke A.M.E. Church, on the distinguished occasion of having the corner of Astor Street and Clinton Avenue named on his behalf for honorary and ceremonial purposes.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

**7-R-br-10. Resolution recognizing and commending Mr. and Mrs. Philip A. Orlando on
(A.S.) the esteemed occasion of their Golden Wedding Anniversary joyously celebrated on Thursday, June 4, 1992.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

- 7-R-br-11. Resolution recognizing and commending the Children in Need of Donations (A.S.) from You (C.I.N.D.Y.) Foundation for its outstanding contributions to the youth of this City.**

A motion to adopt the resolution was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

- 7-R-br-12. Resolution recognizing and commending Rosemary Jefferson and Shirley Ward, (A.S.) employees of PSE&G for organizing and implementing the programs of the C.I.N.D.Y. Foundation.**

A motion to adopt the resolution was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

- 7-R-br-13. Resolution recognizing and commending Integrity House, Inc. (A.S.)**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

- 7-R-br-14. Resolution recognizing and commending the Chairman and Committee Members (A.S.) of the Newark Housing Authority Scholarship Foundation.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

- 7-R-bs. Resolution requesting Director of Local Government Services to approve insertion (A.S.) in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$69,456,591. under various captions.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bt. Resolution ratifying and authorizing Mayor and Acting Director of Mayor's (A.S.) Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Essex County College, for Allied Health Services Training Program, Number PY 91-40-04-N, for 18 participants, for period September 4, 1991 to June 30, 1992, total amount of contract shall not exceed \$18,610.35; source of funds - New Jersey Department of Labor, Employment and Training Administration, Title Reach. (Contract awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(2))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 7-R-bu.
(A.S.)** Resolution authorizing transfer of Housing and Community Development Act, Fourteenth Year (HCDA XIV) funds, from Neighborhood Stabilization Area Rehabilitation, Salaries and Wages - \$30,000. to Vince Lombardi Senior Center, Other Expenses - \$30,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, President Tucker.

Absent During Roll Call: Council Members Harris, Rice, Villani.

- 7-R-bv.
(A.S.)** Temporary emergency resolution appropriating \$164,052., Department of Health and Human Services; Division of Community Health, Materials and Supplies; said emergency funds shall be provided in 1992 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, President Tucker.

Absent During Roll Call: Council Members Harris, Rice, Villani.

- 7-R-bw.
(A.S.)** Resolution ratifying and authorizing Mayor to file application with State of New Jersey, Department of Labor, for receipt of funds through the Job Training Partnership Act (JTPA) for Program Year 1991, Title IV-C, \$94,868., for period March 1, 1992 through February 28, 1993.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, President Tucker.

Absent During Roll Call: Council Members Harris, Rice, Villani.

- 7-R-bx.
(A.S.)** Resolution ratifying and authorizing Mayor and Business Administrator to submit a Historic Preservation Bond matching grant application to New Jersey Historic Trust by June 1, 1992, for restoration of Newark City Hall; matching grant funds shall not exceed \$1,100,000. already allocated in capital budget funds.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, President Tucker.

Absent During Roll Call: Council Members Harris, Rice, Villani.

- 7-R-by.
(A.S.)** Resolution authorizing Mayor to make a grant application and Finance Director to accept grant in amount of \$1,000. from New Jersey State Law Enforcement Planning Agency for Local Level Training Funds - Juvenile Justice to enable New Community Corporation to set up a training program to help its social service staff and security force as well as ten Newark Police Officers to understand the lives and environment of pre-teenage youth who are at risk of drug abuse.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, President Tucker.

Absent During Roll Call: Council Members Harris, Rice, Villani.

- 7-R-bz.
(A.S.)** Resolution adjusting salaries for 1992, 1993 and 1994 for unionized employees in the Office of the City Clerk and Municipal Council, per labor agreement with Newark Council #21, Civil Service Association.
(4% for years 1992, 1993 and 1994)

June 3, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, President Tucker.

Absent During Roll Call: Council Members Harris, Rice, Villani.

7-R-ca.
(A.S.)

Resolution ratifying and authorizing Mayor and Acting Director of Development to enter into contract with The Center Inc., a New Jersey Non-Profit Corporation, for period January 1, 1992 through October 17, 1992, in amount of \$40,305., for purpose of rehabilitating 23-35 Elizabeth Avenue to provide a Day Care facility for low and moderate income families.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, President Tucker.

Absent During Roll Call: Council Members Harris, Rice, Villani.

7-R-cb.
(A.S.)

Resolution by the Newark Municipal Council opposing proposed rate increase by Cablevision of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, President Tucker.

Absent During Roll Call: Council Members Harris, Rice, Villani.

7-R-cc.
(A.S.)

Resolution authorizing President of Municipal Council to execute agreement with FARANCZ Painting Conservation Studio, Inc., for purpose of restoring woodwork in the Municipal Council Conference Room, at cost not to exceed \$80,000., work to be completed within 55 calendar days from date of execution of contract. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-2(7) and Section 5:20-14(c))

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, President Tucker.

Absent During Roll Call: Council Members Harris, Rice, Villani.

7-R-cd.
(A.S.)

Resolution amending Resolution 7-R-e, January 23, 1991, authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at Public Auction held on December 27, 1990, listed on Exhibits A and B, for sum of \$1,207,146., to highest bidders pursuant to Resolution 7-R-cq (A.S.) adopted December 7, 1990, by changing the name of the successful bidder, Franklin Building Corp. to America's Dream Homes, Inc. for properties 24 and 26 9th Avenue, 100-104 No. 13th Street, 468 So. 16th Street, 398 Avon Avenue, 187 Mainwright Street, 363 Johnson Avenue, 371 Hillside Avenue, 373-375 and 377-379 Hillside Avenue, 875-878 and 895 Hunterdon Street, 87-89 Scheerer Avenue, 120 Shephard Avenue, 147-149 Watson Avenue.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, President Tucker.

Absent During Roll Call: Council Members Harris, Rice, Villani.

June 3, 1992

7-R-ce.
(A.S.)

Resolution authorizing Central Planning Board to make investigation and hold public hearing to determine whether Block 2601, Lots, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47 and 52 (a/k/a 351-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue and 418-422 Fairmount Avenue); Block 2603, all lots, (a/k/a 399-425 Springfield Avenue; 2-24 Highland Street; 2-22 Magnolia Street and 411-425 Fairmount Avenue) and that portion of the Right-of-Way of Fairmount Avenue laid out on the Map of the Commissioners to lay out streets, avenues and squares from the southerly line of Springfield Avenue to the northerly line of the junction of 17th Avenue and Highland Street is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey, N.J.S.A. 40:55-21.1 et seq; as amended.

(Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, President Tucker.

Absent During Roll Call: Council Members Harris, Rice, Villani.

7-R-cf.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with Case Management Staff (Melissa Jo Smith at \$37,191., Annette Wilks at \$31,612., Robert Jay Nichols at \$32,550.98 and Abu Said at \$33,861.55), 4 lowest responsible bids received, through Division of Community Health to Provide Services to Homeless Mentally Ill Individuals at a Residential Site Owned and Operated by a Private Developer, for period July 1, 1991 to June 30, 1992, not to exceed \$135,215.53.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Villani.

7-R-cg.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with Case Management Staff (Martin M. Gevers PH.D. at \$60,397.44, Clayton Nelson at \$39,924.55, Rosa Johnson and Karen Jimenez at \$11,899.71, 4 lowest responsible bids received, through Division of Community Health, to Provide Services to Homeless Individuals at specified shelters and soup kitchens, for period July 1, 1991 to June 30, 1992, not to exceed \$123,221.41.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Villani.

7-R-ch.
(A.S.)

Resolution authorizing Mayor and Director of Finance to accept funds from University of Medicine and Dentistry of New Jersey, in amount of \$55,090, for purpose of funding salary of 2 Clerk Typists, to work at Newark Division of Welfare, for period June 1, 1992 through May 31, 1993.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Villani.

June 3, 1992

7-R-ci.
(A.S.)

Resolution amending Resolution 7-R-di (A.S.) adopted November 6, 1991, "Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to enter into and execute Grant Agreement with Newark Performing Arts Corporation, Inc., for research and performance in the area of Gospel Music, for period January 1, 1991 through December 31, 1991, in amount of \$100,000.," by adding thereto Mr. James Orange and Amiri Baraka as grantees.

(During "Hearings of Citizens, the above resolution was considered by the Municipal Council and failed of adoption)

At this time, a motion to reconsider Resolution 7-R-ci (A.S.) was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Members Carrino, Villani.

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez.

Not Voting: Council Member Rice, President Tucker.

Absent During Roll Call: Council Members Carrino, Villani.

A motion to remove from the table a "Resolution amending Resolution 7-R-cy (A.S.) adopted November 6, 1991, contract with Miller & Holbrook, Attorneys at Law, 1225 Nineteenth Street, N.W., Washington, D.C., to represent City of Newark before Board of Public Utilities and to negotiate with current cable television franchise and prospective purchaser of same, for sum not to exceed \$30,000., by increasing amount of contract \$10,000., totalling \$40,000. and extending contract period to April 30, 1992. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i))" (Resolution 7-R-bj, April 15, 1992) and directing the City Clerk to place this legislation on the call of a special meeting for Tuesday, June 9, 1992, at 10:00 A.M. or as soon thereafter as practical in the Conference Room/Council Chamber, City Hall, was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Members Carrino, Villani.

MOTIONS.

7-M-a.

A MOTION URGING THE ADMINISTRATION TO PROVIDE THE REPRESENTATIVES OF THE DAVID M. GRIFFITH & ASSOCIATES, LTD., THE INFORMATION AND DOCUMENTS PREVIOUSLY REQUESTED REGARDING THE SEWER AND WATER RATE STUDY THEY ARE PRESENTLY CONDUCTING was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Members Carrino, Villani.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. SEPHUS WALKER OF NEWARK was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Carrino, Villani.

- 7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. IDA C. MONTICELLO OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-d. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MISSOURI WALKER OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-e. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH J. DREW OF POINT PLEASANT BEACH, RETIRED NEWARK DEPUTY FIRE CHIEF** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WASHINGTON HILL, JR., OF NEWARK** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-g. A MOTION DENOUNCING RECENT U.S. FOREIGN POLICY THAT DENIES POLITICALLY AND ECONOMICALLY OPPRESSED HAITIAN REFUGEES FROM SEEKING PROPER IMMIGRATION HEARINGS IN THIS COUNTRY, AS WELL AS THE ABRUPT CLOSING OF THE GUANTANAMO NAVAL BASE REFUGEE CAMP** was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. STEVE MIMIDES, SR. OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALFRED FRED A. NEWARK DEPUTY FIRE CHIEF** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. DOROTHEA C. STALKS OF SHREWSBURY TOWNSHIP, SISTER-IN-LAW OF ESSEX COUNTY REGISTRAR LARRIE WEST STALKS** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.

June 3, 1992

- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ARTHUR ANDREWS OF NEWARK** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-l. A MOTION RECOGNIZING AND COMMENDING THE UNITED STATES DEPARTMENT OF ENERGY FOR RECENTLY ANNOUNCING IT WILL DEPOSIT AN ADDITIONAL \$250 MILLION IN 120 MINORITY OWNED BANKS ACROSS THE COUNTRY, THROUGH THE AGENCY'S EXPANDED BANK DEPOSIT FINANCIAL ASSISTANCE PROGRAM** was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF OTTO MELITO, FORMER TEACHER WITH THE NEWARK BOARD OF EDUCATION** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HERMAN HAZEL, COACH, IRVINGTON "GOLDEN KNIGHTS" NEWARK POP WARNER FOOTBALL LEAGUE** was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-o. A MOTION EXPRESSING SINCERE BEST WISHES TO MR. ANTHONY LUKOWIAK AND HIS WIFE, THE FORMER MS. ELYCE DEMETPOULOS, ON THEIR RECENT MARRIAGE** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-p. A MOTION WISHING CITY CLERK OFFICE EMPLOYEE SYLVIA (CASTILLO) BUSH A SPEEDY RECOVERY FROM HER ILLNESS** was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-q. A MOTION WISHING CITY CLERK OFFICE EMPLOYEE MRS. ELLIE HAHN A SPEEDY RECOVERY FROM HER ILLNESS** was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-r. A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION RECOGNIZING AND COMMENDING MS. QUEENIE JAMES FOR THE MEETING OF JUNE 17, 1992** was made by President Tucker, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.

- 7-M-s.** A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING HAVE THE BUILDINGS LOCATED AT 1) 65 ALEXANDER STREET, 2) 40 MAINWRIGHT STREET AND 3) 130-132 FABYAN PLACE DEMOLISHED AS SOON AS POSSIBLE was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Members Carrino, Villani.
- 7-M-t.** A MOTION REQUESTING THE POLICE DEPARTMENT TO INVESTIGATE THE BLATANT SALE OF DRUGS IN THE VICINITY OF 1) THE INTERSECTION OF CLINTON PLACE AND ST. JAMES PLACE AND 2) MAPLE AVENUE BETWEEN HANSBURY AND CHANCELLOR AVENUES was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Rice, President Tucker.
Absent During Roll Call: Council Members Martinez, Villani.
- 7-M-u.** A MOTION URGING THE MAYOR TO SPONSOR THE U. S. YOUTH GAMES FOR NEWARK'S YOUTH was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.
Absent During Roll Call: Council Members Martinez, Villani.
- 7-M-v.** A MOTION CONGRATULATING THE NEW JERSEY STATE BRANCH OF THE N.A.A.C.P. IN SUCCESSFULLY SUING SIX NORTHERN NEW JERSEY TOWNSHIPS, FORCING THE MUNICIPALITIES TO ACCEPT NON-RESIDENT APPLICATIONS FOR THEIR RESPECTIVE POLICE EXAMINATIONS AND EVENTUAL EMPLOYMENT was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.
Absent During Roll Call: Council Members Martinez, Villani.
- 7-M-w.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. EUGENE F. SOLIMINE, PRESIDENT OF THE BRANCH BROOK SENIOR CITIZEN CLUB was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.
Absent During Roll Call: Council Members Martinez, Villani.
- 7-M-x.** A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION RECOGNIZING AND COMMENDING THE HONORABLE DONALD TUCKER, COUNCILMAN-AT-LARGE, FOR HIS HIGHLY PRODUCTIVE AND SUCCESSFUL TENURE AS PRESIDENT OF THE NEWARK MUNICIPAL COUNCIL was made by Council Member Grant, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Rice, President Tucker.
Absent During Roll Call: Council Members Martinez, Villani.
- 7-M-y.** A MOTION URGING BANKS AND OTHER FINANCIAL INSTITUTIONS DESIGNATED AS NEWARK MUNICIPAL DEPOSITORIES TO FULLY COMPLY WITH THE RECENT NEW JERSEY BANKING DEPARTMENT'S FOUR-PART ADVISORY FOR ELIMINATING RACIAL DISPARITIES IN MAKING HOME MORTGAGES AND BUSINESS LOANS TO MINORITIES was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.

- 7-M-z.** A MOTION URGING THE CITY ADMINISTRATION AND THE STATE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE INCIDENCE OF CANCER DEATHS IN THE IRONBOUND AREA OF RIVERBANK PARK, FILLMORE STREET, MAGAZINE STREET, NIAGARA STREET AND CHAMBER STREET was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-M-ba.** A MOTION REQUESTING THAT THE ADMINISTRATION PERFORM A FEASIBILITY STUDY TO DETERMINE IF A MAJOR PARKING FACILITY CAN BE CONSTRUCTED IN THE EAST WARD, IRONBOUND SECTION OF NEWARK was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-M-bb.** A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING SUBMIT TO THE COUNCIL THE ENGINEERING DEPARTMENT'S PLAN OF ACTION AS TO THE CLEANING OF LOTS, DEMOLISHING OF ABANDONED BUILDINGS AND THE CLEANING OF SEWERS THROUGHOUT THE CITY was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-M-bc-1.** A MOTION RESPECTFULLY REQUESTING MR. DANIEL EATMAN, PRESIDENT/FRANCHISEE, DAN-KIA ENTERPRISES, INC., T/B/A BURGER KING #2235 PROVIDE THE GOVERNING BODY WITH SPECIFIC PLANS FOR THE ABANDONED GAS STATION AND PROPERTY ON STUYVESANT AVENUE AND 18TH AVENUE was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-M-bc-2.** A MOTION RESPECTFULLY REQUESTING MR. ROBERT HOCHMAN PROVIDE THE GOVERNING BODY WITH PLANS FOR PROPERTY LOCATED AT 565-571 CENTRAL AVENUE, BLOCK 1858, LOT 37, FORMERLY THE NEWARK WHOLESALE FOOD COMPANY was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-M-bd.** A MOTION CONGRATULATING ALL OF THE PARTICIPANTS OF THE REPUBLICANS AND DEMOCRATS AND WINNERS AND LOSERS OF THE JUNE PRIMARY ELECTIONS was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-M-be.** A MOTION COMMENDING NEWARK POLICE DIRECTOR WILLIAM R. CELESTER AND EAST ORANGE POLICE CHIEF HARRY E. HARMAN FOR THE FORMATION OF THE INTER-CITY TEAM POLICING TASK FORCE was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS

- 8-a. The City Clerk presented Communication from Business Administrator Grant, received May 18, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of Law and establish salaries therefor,' (6-S & F-g) adopted May 4, 1977, as amended and supplemented (To abolish the title of Office Supervisor in the Department of Law.)"
(Abolishing title in Law Department which is no longer required.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 17, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 8-b. The City Clerk presented Communication from Business Administrator Grant, received May 18, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of Development' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To institute the title of Office Supervisor and to abolish the title of Coordinator, Administrative Services in the Department of Development)."

(Office Supervisor 1 1/1/92 \$32,637.75 - \$39,306.40
(35 Hours))

(Instituting new title and abolishing old to better serve needs of Department. Change will result in cost savings for City. Represented by Newark Council #21, Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 17, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 8-c. The City Clerk presented Communication from Business Administrator Grant, received May 18, 1992, enclosing proposed, "Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating Right Turns on Red at the intersection of Mulberry Street and Clinton Street."

(East Ward)

(Intersection:

Mulberry Street and Clinton Street

Right Turn on Red Prohibition

East on Clinton Street to South on Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation)

A motion directing the City Clerk to place this ordinance on the June 17, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

8-d.

The City Clerk presented Communication from Acting Business Administrator Hollar-Gregory, received May 22, 1992, enclosing proposed, "Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Ferry Street and Hawkins Street." (East Ward)

(Intersection:

Ferry Street and Hawkins Street

Right Turn on Red Prohibition

All Right Turns, 7:00 A.M. to 5:00 P.M. School days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation)

A motion directing the City Clerk to place this ordinance on the June 17, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

8-e.

The City Clerk presented Communication from Acting Business Administrator Hollar-Gregory, received May 22, 1992, enclosing proposed, "Ordinance to amend Title 21, Sewers and Sewage Disposal, by creating Chapter 6, to establish Rules and Regulations for the Discharging of Waste Waters into Treatment Facilities of the Joint Meeting and to regulate and control the use of Public Sewers and to establish Rights of Inspections."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the June 17, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

8-f.

Communication from Acting Business Administrator Hollar-Gregory, received May 26, 1992, enclosing proposed, "Ordinance approving the purchase of premises commonly known as 2 Keer Avenue (AKA) 815-821 Elizabeth Avenue), Newark, New Jersey, Block 3685, Lot 1, by the City of Newark, from Charles M. Forman as Trustee for Keer Avenue Ventures, Inc. for \$125,000. dollars, pursuant to the provisions of N.J.S.A. 40A:12-5 (A)(1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-d, on page 3, in the minutes of this meeting)

8-g.
(A.S.)

Proposed "Ordinance granting five (5) years of Tax Abatement to the owner of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1979, Lot 22 and more commonly known as 309 Elm Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

(Margarita Rojas)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-k (A.S.) on pages 5 and 6 in the minutes of this meeting)

June 3, 1992

- 8-h.
(A.S.) From Business Administrator Grant, received June 2, 1992, enclosing proposed, "Ordinance providing for the vacation of a portion of Broad Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares and extending from the southerly line of Harvey Street southerly a distance of 295.44 feet."
(For construction of new North Ward School)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-e (A.S.), on page 3, in the minutes of this meeting)
- 8-i.
(A.S.) From Business Administrator Grant, received June 2, 1992, enclosing proposed "Ordinance providing for the vacation of a portion of Harvey Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares and extending from the easterly line of Broadway easterly to the westerly line of Mt. Pleasant Avenue."
(For construction of new North Ward School)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-f (A.S.), on pages 3 and 4 in the minutes of this meeting)
- 8-j.
(A.S.) From Business Administrator Grant, received June 3, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Office of the Mayor and agencies and establishing salaries therefor' (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To adjust salaries per agreement with Newark Council #21, Civil Service Association)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-h (A.S.), on pages 3, 4 and 5 in the minutes of this meeting)
- 8-k.
(A.S.) Proposed "Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to clarify municipal sick and vacation leave policy for elected officials."

(For action on this item, see Ordinance 6-F-i (A.S.), on pages 3 and 5 in the minutes of this meeting)
- 8-l.
(A.S.) Proposed "Ordinance to amend and supplement Title 8, Business and Occupations, Chapter 19, Wreckers; Section 1, Definitions and Section 6, Services Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by adding definitions and revising the towing rates.

(For action on this item, see Ordinance 6-F-j (A.S.), on pages 3 and 5 in the minutes of this meeting)
- 8-m.
(A.S.) The City Clerk presented Proposed "Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by requiring the Taxicab Commission, Alcoholic Beverage Control Board, Central Planning Board, Board of Adjustment and the Rent Control Board to submit copies of their minutes to the Office of the City Clerk within thirty (30) days of their meeting.)"

A motion directing the City Clerk to place this ordinance on the June 17, 1992 Agenda of the Municipal Council for first reading was made by Council Member Harris, seconded by President Tucker and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martienz, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.

June 3, 1992

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Grant, received May 12, 1992, enclosing proposed, "Ordinance amending Ordinance 6-S & F-a adopted November 6, 1991 approving the sale of certain lots, tracts or parcels located in the County of Warren and Sussex commonly referred to as the New York Susquehanna Western Railroad Right of Way."

(The Department of Environmental Protection agrees to offer the City of Newark the right of first refusal to repurchase the property should the Department wish to transfer fee title to all or any part of the property at any time subsequent to this conveyance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory and Engineer Director Zach to meet with the Municipal Council at its June 16, 1992, pre-meeting conference was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from May 12, 1992 to May 22, 1992:

BINGO LICENSES

None.

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Our Lady of Fatima Church	10659 (Amended)
St. John the Baptist Ukrainian Catholic School	
Fathers' Club	10692

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Members Carrino, Villani.

June 3, 1992

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Members Carrino, Villani.

This meeting adjourned at 4:10 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

Newark, New Jersey, June 9, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 11:54 A.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Harris, Martinez, Rice,
President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Branch, Carrino, Grant, Villani.

(Council Member Branch arrived 11:55 A.M.)

City Clerk Marasco read letter dated June 4, 1992, from Council President Donald Tucker, calling a special meeting of the Municipal Council for Tuesday, June 9, 1992, at 10:00 A.M., or as soon thereafter as practical in the Conference Room/Council Chamber, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution amending Resolution 7-R-cy (A.S.) adopted November 6, 1991, contract with Miller & Holbrook, Attorneys at Law, 1225 Nineteenth Street, N.W., Washington, D.C., to represent City of Newark before Board of Public Utilities and to negotiate with current cable television franchise and prospective purchaser of same, for sum not to exceed \$30,000., by increasing amount of contract by \$10,000., totalling \$40,000. and extending contract period to April 30, 1992. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts, Law, N.J.S.A. (40A:11-5(1)(a)(I)).

City Clerk Marasco stated, "In accordance with New Jersey P.L., 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 4, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

(Council Member Branch arrived 11:55 A.M.)

RESOLUTIONS.

- 7-R-a. (S) **Resolution amending Resolution 7-R-cy (A.S.) adopted November 6, 1991, contract with Miller & Holbrook, Attorneys at Law, 1225 Nineteenth Street, N.W., Washington, D.C., to represent City of Newark before Board of Public Utilities and to negotiate with current cable television franchise and prospective purchaser of same, for sum not to exceed \$30,000., by increasing amount of contract by \$10,000., totalling \$40,000. and extending contract period to April 30, 1992. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts, Law, N.J.S.A. (40A:11-5(1)(a)(I)).**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Martinez, Rice,
President Tucker.

Not Voting: Council Member Harris.

Absent: Council Members Carrino, Grant, Villani.

June 9, 1992

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley Branch, Harris, Martinez, Rice,
President Tucker.

Absent: Council Members Carrino, Grant, Villani.

This meeting adjourned at 11:56 A.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

June 10, 1992

A rescheduled meeting of a special meeting of May 26, 1992, of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date, at 10:00 A.M., in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider on public hearing, second reading and final passage the following legislation, which was adopted on First Reading at a special meeting on April 21, 1992:

"AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE TO AMEND TITLE 21, CHAPTER 5, SECTION 3, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED (TO ADJUST SEWER USER CHARGES), 6-S & F-p, adopted September 25, 1990,' BY DELETING SECTION 6, DEALING WITH INCURRED COSTS DUE TO FEDERAL AND STATE REGULATIONS."

City Clerk Marasco called the meeting to order at 11:00 A.M. and asked for roll call.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco stated "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this rescheduled meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this rescheduled meeting was published in the Newark Star Ledger on June 15, 1992."

City Clerk Marasco, citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour."

The City Clerk stated this special meeting is adjourned to Wednesday, June 24, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

This meeting adjourned at 11:03 A.M.

APPROVED:



Robert P. Marasco
City Clerk

Newark, New Jersey, June 17, 1992

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 9:02 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Reverend Clarence McLeod, Gospel Evangelistic Baptist Church.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Hugh Gallagher, Public Relations Consultants Delores Wheat, Lieutenant Richard Paraboschi and Lieutenant Joseph Towe, Sergeants-at-Arms.

Absent: Council Member Carrino.

(Council Member Carrino arrived 9:10 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on June 11, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Report of the Office of the City Clerk, for month of April, 1992.

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

4-b. The City Clerk presented Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Business Administrator, for month of April, 1992.

A motion to approve the Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Business Administrator for the month of April, 1992 subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

4-c. The City Clerk presented Copy of Minutes of Meeting of Housing Authority of the City of Newark, held April 16, 1992.

A motion that the Copy of Minutes be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-d. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance, held April 16, 1992.**

A motion that the Copy of Minutes be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-e. The City Clerk presented **Copy of Minutes of Special Meeting of Housing Authority of the City of Newark held April 28, 1992.**

A motion that the Copy of Minutes be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-f. The City Clerk presented **1991 Annual Report of Department of General Services.**
(Copy submitted to each Member of the Council)

A motion that the 1991 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-g. The City Clerk presented **1991 Annual Report of Department of Administration.**
(Copy submitted to each Member of the Council)

A motion that the 1991 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 4-h. The City Clerk presented **Deferred Compensation Plan for Employees of City of Newark for year ended December 31, 1990 submitted by Frye Williams and Co., PA.**
(Copy submitted to each Member of the Council)

A motion that the Financial Statement be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

A motion to permit Ms. Cynthia Tyrell, Ms. Florence Brown, Ms. Christine Flagg and Mr. Curtis Grimsley to be heard under "Hearings of Citizens" at this time was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent: Council Member Carrino.

- 6-HC-a. **MS. CYNTHIA TYRELL, 54 BOYD STREET, NEWARK, NEW JERSEY.**

- 6-HC-b. **MS. FLORENCE BROWN, 53 CEDAR AVENUE, NEWARK, NEW JERSEY.**

- 6-HC-c. **MS. CHRISTINE FLAGG, 80 INGRAHAM PLACE, NEWARK, NEW JERSEY.**

(With respect to Ms. Flagg, see Motion 7-M-y, on page 44 in the minutes of this meeting.)

- 6-HC-d. **MR. CURTIS GRIMSLEY, 36 POE AVENUE, NEWARK, NEW JERSEY.**

The above mentioned speakers addressed the Members of the Municipal Council with respect to the school crossing guard contract which hasn't been ratified by the City of Newark.

President Tucker directed the City Clerk to extract verbatim transcript of remarks made by Ms. Christine Flagg and forward to Business Administrator Grant and Personnel Officer D'Auria for their perusal and appropriate action where necessary.

June 17, 1992

President Tucker directed the City Clerk to invite Mayor Sharpe James, Business Administrator Grant and Mr. Grimsley to meet with the Council at its Special Conference June 23, 1992, to discuss this matter.

(Council Member Carrino arrived 9:10 P.M.)

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Tucker called for ordinances on first reading.

6-F-a.

The City Clerk read A Bond Ordinance providing for the rehabilitation of the North End Branch of the Public Library and appropriating \$1,016,250. therefor authorizing the issuance of \$965,350. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement Filed)

(Approval of Debt Statement received from Division of Local Government Services)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1992.

6-F-b.

The City Clerk read An ordinance amending Section 23:2-1, One way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-way Street.

(Brill Street, Southbound, between Raymond Boulevard and Fleming Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)
(Business Administrator Grant, Director of Engineering Zach and Traffic Engineer Ceballos met with the Council June 16, 1992)

(Ordinance tabled May 6, 1992)
(Ordinance removed from the table June 3, 1992)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering further directing the City Clerk to invite Director of Engineering Zach to meet with the Council at their pre-meeting conference July 7, 1992 was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-F-c.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977, as amended and supplemented (To abolish the title of Office Supervisor in the Department of Law.)

(Abolishing title in Law Department which is no longer required.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1992.

- 6-F-d. The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To institute the title of Office Supervisor and to abolish the title of Coordinator, Administrative Services in the Department of Development)."

(Office Supervisor 1 1/1/92 \$33,932.98 - \$40,880.22
(35 Hours))

(Instituting new title and abolishing old to better serve needs of Department.
Change will result in cost savings for City. Represented by Newark Council #21,
Civil Service Association)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Tucker, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Not Voting: Council Member Harris.

President Tucker: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1992.

- 6-F-e. The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating Right Turns on Red at the intersection of Mulberry Street and Clinton Street.

(Intersection:

Mulberry Street and Clinton Street

Right Turn on Red Prohibition

East on Clinton Street to South on Mulberry Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1992.

- 6-F-f. The City Clerk read An ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Ferry Street and Hawkins Street.

(Intersection:

Ferry Street and Hawkins Street

Right Turn on Red Prohibition

All Right Turns, 7:00 A.M. to 5:00 P.M. School days)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Branch.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1992.

June 17, 1992

- 6-F-g. The City Clerk read An ordinance to amend Title 21, Sewers and Sewage Disposal, by creating Chapter 6, to establish Rules and Regulations for the Discharging of Waste Waters into Treatment Facilities of the Joint Meeting and to regulate and control the use of Public Sewers and to establish Rights of Inspections.
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1992.

- 6-F-h. The City Clerk read An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by requiring the Taxicab Commission, Alcoholic Beverage Control Board, Central Planning Board, Board of Adjustment and the Rent Control Board to submit copies of their minutes to the Office of the City Clerk within 30 days of their meeting.)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1992.

A motion to remove from the table "An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Mount Pleasant Avenue as a one-way street," (Ordinance 6-F-e, May 6, 1992), was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

- 6-F-i.
(A.S.) The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Mount Pleasant Avenue as a one-way street. (North Ward)

(Deleting:

Mount Pleasant Avenue, Southbound from Harvey Street to Clay Street.

Adding:

Mount Pleasant Avenue, southbound, from Oriental Street to Clay Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Ordinance tabled May 6, 1992)

(Ordinance removed from the table June 17, 1992)

June 17, 1992

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Member Harris.

President Tucker: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1992.

A motion to consider Item 8-d, on Ordinances on First Reading was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Harris.

6-F-j.

The City Clerk read An ordinance approving the sale of the premises commonly known as 400-410 Fifteenth Avenue and 290-296 Littleton Avenue (Tax Block 277, Lots 25, 26, 27, 28, 29, 30, 34, 33, 32 and 31, respectively), Newark, New Jersey to Habitat for Humanity Newark, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21 (j)."

(\$1,000.) - (Central Ward)

(Redevelopment into 10-12 units of affordable housing consisting of 8 units of new construction and 2-4 units of rehab for resale to low income families)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Harris.

President Tucker: The yeses are seven, the noes are none and two absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on July 8, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of a portion of Astor Street, as laid out 60 feet in which on the Map of the Commissioners to lay out Streets, Avenues and Squares.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of a portion of Astor Street, as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, beginning in the southwesterly line of Astor Street at a point therein distant 603.78 feet measured southeasterly along the aforesaid southwesterly line of Astor Street from its intersection with the southeasterly line of Avenue C and from said beginning point running; thence

- (1) north 49 degrees 20 minutes 00 seconds east making a new southeasterly terminus of Astor Street a distance of 63.14 feet to a point; thence
- (2) south 58 degrees 48 minutes east along the northeasterly line of Astor Street a distance of 76.57 feet to a point; thence
- (3) south 32 degrees 12 minutes west along the former southeasterly terminus of Astor Street a distance of 60.0 feet to a point; thence
- (4) north 58 degrees 48 minutes west along the aforesaid southwesterly line of Astor Street a distance of 96.22 feet to the point and place of beginning.

shall be vacated as a public street or right-of-way; however, reserving to Public Service Electric and Gas Company and the City of Newark the right of entry and easement for the entire portion of Astor Street to be vacated for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective utilities and appurtenances thereto, now laid or to be laid, within the above described easement area. The erection, construction, or placing of any building, vault or structure upon or within the easement area which will interfere with the laying, relaying, rebuilding, reconstruction or maintenance of existing or additional utilities and their appurtenances is prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A 1562 dated January 28, 1992 is on file in the office of the Director, Department of Engineering.

Section 2. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 3. That this Ordinance shall take effect upon adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates a portion of Astor Street as a public right-of-way.

June 17, 1992

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-j, adopted September 20, 1989, Ordinance authorizing the execution of a lease agreement between the City of Newark, Lessor, and The Vindicate Society, Inc., Lessee, for the letting of premises commonly known as 32 Central Avenue, Newark, New Jersey (Block 20, Lot 1) for the sum of one dollar (\$1.00) per year for the period commencing on August 16, 1990 and expiring on August 15, 1993, by amending Paragraph 4 of the lease agreement by extending the termination notice from 30 to 90 days; and Paragraph 19 by providing for the lessee's quiet enjoyment of the premises.

WHEREAS, the City of Newark owns the premises commonly known as 32 Central Avenue, Block 20, Lot 1, on the Official Tax Map and Tax Duplicate (Year 1985) of the City of Newark; and

WHEREAS, pursuant to Ordinance 6-S & F-j, adopted March 6, 1985, the Municipal Council authorized the entering into a lease with the Vindicate Society, Inc., for the premises commonly known as 32 Central Avenue, Newark, New Jersey, Block 20, Lot 1 on the Official Tax Map (Year 1985) for the period of August 16, 1979 to August 15, 1985; and

WHEREAS, pursuant to Ordinance 6-S & F-f, adopted November 26, 1985, the Municipal Council authorized the entering into of a lease with the Vindicate Society, Inc., for the premises commonly known as 32 Central Avenue, Newark, New Jersey, Block 20, Lot 1, on the Official Tax Map (Year 1985) for the period of August 16, 1985 to August 15, 1990; and

WHEREAS, pursuant to Ordinance 6 S & Fj, adopted September 20, 1989, the Municipal Council entered into a three (3) year lease with the Vindicate Society, Inc., for the premises commonly known as 32 Central Avenue, Newark, New Jersey, Block 20, Lot 1, on the Official Tax Map (Year 1985) for the period of August 16, 1990 to August 15, 1993; and

WHEREAS, the Municipal Council is desirous of amending the current lease agreement with the Vindicate Society by extending the termination notice from 30 to 90 days and by providing for the lessee's quiet enjoyment of the premises; and

WHEREAS, the aforesaid premises are not needed for use by the City of Newark; and

WHEREAS, the leasing of the aforesaid premises is governed by the provisions of the Local Lands and Building Law, N.J.S.A. 40A:12-1, et seq; and

WHEREAS, the Vindicate Society, Inc., a non-profit organization of the State of New Jersey with tax-exempt status with respect to both the State of New Jersey and the Federal Government, is serving a public purpose and qualifies pursuant to N.J.S.A. 40A:12-14, to enter into a lease with the City of Newark for a nominal consideration;

June 17, 1992

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator is hereby authorized to enter into and execute the amended lease agreement, a copy of which is attached hereto and made a part hereof, on behalf of the City of Newark, Lessor, with The Vindicate Society, Inc., Lessee, for the letting of the premises commonly known as 32 Central Avenue, Newark, New Jersey, Block 20, Lot 1, on the Official Tax Map (1985), for the period commencing August 16, 1990 through August 15, 1993.

Section 2. The Lessee shall pay to the City of Newark the sum of One Dollar (\$1.00) per year, the Lessor shall be responsible for supplying utilities and capital improvements to the subject premises.

Section 3. The Lessee shall be authorized to sublet any part or portion of the leased premises, not needed for the lease purposes, to any non-profit corporation or organization which would be eligible to enter into a lease with the City pursuant to the provisions of N.J.S.A. 40A:12-15. The proceeds from any such sublease must be used solely for the purposes for which this lease hold is being granted.

Section 4. The above premises have been used by the Lessee from 1978 to the present as the headquarters for its counselling and fitness services which were supplied to more than 500 low income disadvantaged youths of the City of Newark. The premises shall be used from the date of this ordinance to the expiration of the lease term as a rehabilitation and training center to provide vocational training to approximately 160 low income and disadvantaged youths of the City. The Lessee's services will be primarily directed to high school dropouts and the hardcore unemployed between the ages of 17 and 22.

Section 5. The Lessee shall annually submit a report to the Business Administrator indicating the use of the said premises for that year, the activities undertaken by the Lessee in furtherance of the aforesaid public purpose, including the subletting of any portion of the premises to a non-profit organization or corporation, and the disposition of proceeds therefrom, the approximate value or cost, if any, of such activities and an affirmation of their continued tax-exempt status as a non-profit corporation pursuant to both State and Federal Law as required by N.J.S.A. 40A:12-14(c).

Section 6. The Business Administrator shall be responsible for the enforcement of the covenants and conditions of the lease.

Section 7. A copy of the executed amended lease agreement and this ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 8. The ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance amends the current lease agreement between the City of Newark and the Vindicate Society for property located at 32 Central Avenue by extending the termination notice from 30 to 90 days and providing for the lessee's quiet enjoyment of the premises.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 17, 1992

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the purchase of premises commonly known as 2 Keer Avenue (AKA 815-821 Elizabeth Avenue), Newark, New Jersey, Block 3685, Lot 1, by the City of Newark, from Charles M. Forman as Trustee for Keer Avenue Ventures, Inc. for \$125,000. dollars, pursuant to the provisions of N.J.S.A. 40A:12-5 (A)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 2 Keer Avenue (aka 815-821 Elizabeth Avenue), Block 3685, lot 1, on the official Tax Map and Tax Duplicate (year 1992) of the City of Newark is needed for public purposes.

Section 2. That the above described premises be purchased by the City of Newark from Charles M. Forman as Trustee for Keer Avenue Ventures, Inc., for the sum of One Hundred Twenty Five Thousand Dollars (\$125,000.), pursuant to N.J.S.A. 40A:12-5 (a) (1).

Section 3. That the Director of Finance be authorized to pay said amount to Charles M. Forman as trustee for Keer Avenue Ventures, Inc., for the above described premises.

Section 4. Attached hereto is the Certification of Funds of the Comptroller of the City of Newark which states that there are available legally appropriated funds for the purpose set forth herein above. (Fund 027, Agency B/S, Organization 4804.)

Section 5. That the Corporation Counsel is hereby authorized to record the original deed.

Section 6. That the original executed deed shall be placed on file in the Office of the City Clerk by the Acting Director of the Department of Development.

Section 7. This Ordinance shall take effect upon publication and final passage and in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this ordinance will permit the City of Newark to purchase 2 Keer Avenue (aka 815-821 Elizabeth Avenue).

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 17, 1992

6-Ph. S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of a portion of Broad Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares and extending from the southerly line of Harvey Street southerly a distance of 295.33 feet.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Broad Street, as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the southerly line of Harvey Street southerly a distance of 295.33 feet shall be vacated as a public street or right-of-way; however, reserving to the City of Newark, the right of entry and easement for the entire length and total width of said portion of Broad Street for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective water utilities and appurtenances thereto, now laid or to be laid, within the above described easement reservation area for said street to be vacated. The erection, construction, or placing of any building, vault, or structure upon or within the easement reservation area which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing and additional utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A-1564, dated March 11, 1992 is on file in the office of the Director, Department of Engineering.

Section 2. That the owners of the properties adjacent to Broad Street shall have one (1) year from the date of the publication of this Ordinance to purchase said street from the City of Newark. If said purchase is not completed within a one year period, the Director, Department of Engineering shall prepare an Ordinance revoking the vacation of Broad Street.

Section 3. That the Director, Department of Development be and is hereby authorized to execute on behalf of the City of Newark a deed conveying the herein mentioned street to the owners of the properties adjacent to Broad Street and same to be approved as to form and legality by the Corporation Counsel and attested to by the City Clerk.

Section 4. Should the owners of the properties adjacent to Broad Street dispute the ownership thereof, said owners of the properties shall have one (1) year from the date of the publication of this Ordinance to obtain and submit to the Director, Department of Engineering of the City of Newark a Title Search, from a Title Company authorized to do business in the State of New Jersey, which shows that the ownership and title to the vacated portion of Broad Street will rest with the adjacent property owners upon the vacation of said street. If the City of Newark approves of said Title Search, Sections 2 and 3 of this Ordinance shall no longer apply.

Section 5. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

June 17, 1992

Section 6. That this Ordinance shall take effect upon adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates Broad Street from the southerly line of Harvey Street southerly a distance of 295.33 feet.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the vacation of a portion of Harvey Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares and extending from the easterly line of Broadway easterly to the westerly line of Mt. Pleasant Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Harvey Street, as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Broadway to the westerly line of Mt. Pleasant Avenue shall be vacated as a public street or right-of-way; however, reserving to Public Service Electric and Gas Company and to the City of Newark, the right of entry and easement for the entire length and total width of said portion of Harvey Street for the purpose of relaying, rebuilding, reconstructing, or maintaining their respective gas, electric, water utilities and appurtenances thereto, now laid or to be laid, within the above described easement reservation area for said street to be vacated. The erection, construction, or placing of any building, vault, or structure upon or within the easement reservation area which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing and additional utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A-1563, dated March 11, 1992 is on file in the office of the Director, Department of Engineering.

Section 2. That the owners of the properties adjacent to Harvey Street shall have one (1) year from the date of the publication of this Ordinance to purchase said street from the City of Newark. If said purchase is not completed within a one year period, the Director, Department of Engineering shall prepare an Ordinance revoking the vacation of Harvey Street.

June 17, 1992

Section 3. That the Director, Department of Development be and is hereby authorized to execute on behalf of the City of Newark a deed conveying the herein mentioned street to the owners of the properties adjacent to Harvey Street and same to be approved as to form and legality by the Corporation Counsel and attested to by the City Clerk.

Section 4. Should the owners of the properties adjacent to Harvey Street dispute the ownership thereof, said owners of the properties shall have one (1) year from the date of the publication of this Ordinance to obtain and submit to the Director, Department of Engineering of the City of Newark a Title Search, from a Title Company authorized to do business in the State of New Jersey, which shows that the ownership and title to the vacated portion of Harvey Street will rest with the adjacent property owners upon the vacation of said street. If the City of Newark approves of said Title Search, Sections 2 and 3 of this Ordinance shall no longer apply.

Section 5. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 6. That this Ordinance shall take effect upon adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates Harvey Street from the easterly line of Broadway to the westerly line of Mt. Pleasant Avenue.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and agencies and establishing salaries therefor" (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To adjust salaries per agreement with Newark Council #21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

June 17, 1992

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance creating positions in the Office of the Mayor and Agencies and establishing salaries therefor." (6S&PC) adopted May 4, 1977 as amended and supplemented, be amended to adjust salaries per agreement with Newark Council #21, Civil Service Association, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
<u>(c) Municipal Courts</u>			
Account Clerk	1/1/92	14,983.53	17,835.76
0001 (35 Hrs.)	1/1/93	15,582.87	18,549.19
	1/1/94	16,206.18	19,291.16
Accountant	1/1/92	21,301.38	24,632.75
0004 (35 Hrs.)	1/1/93	22,153.44	25,618.06
	1/1/94	23,039.58	26,642.78
Accounting Assistant	1/1/92	18,641.25	21,894.14
0005 (35 Hrs.)	1/1/93	19,386.90	22,769.91
	1/1/94	20,162.38	23,680.71
Administrative Secretary	1/1/92	22,902.02	26,976.93
0112 (35 Hrs.)	1/1/93	23,818.10	28,056.01
	1/1/94	24,770.82	29,178.25
Assignment Clerk	1/1/92	29,560.65	35,568.69
0301 (35 Hrs.)	1/1/93	30,743.08	36,991.44
	1/1/94	31,972.80	38,471.10
Assistant Assignment Clerk	1/1/92	24,455.39	29,346.01
0319 (35 Hrs.)	1/1/93	25,433.61	30,519.85
	1/1/94	26,450.95	31,740.64
Assistant Chief Municipal Court Clerk	1/1/92	29,560.65	35,568.69
0400 (35 Hrs.)	1/1/93	30,743.08	36,991.44
	1/1/94	31,972.80	38,471.10
Assistant Chief of Violations	1/1/92	29,560.65	35,568.69
A036 (35 Hrs.)	1/1/93	30,743.08	36,991.44
	1/1/94	31,972.80	38,471.10
Assistant Violations Clerk	1/1/92	19,483.90	22,902.02
4462 (35 Hrs.)	1/1/93	20,263.26	23,818.10
	1/1/94	21,073.79	24,770.82
Case Coordinator	1/1/92	29,560.65	35,568.69
A219 (35 Hrs.)	1/1/93	30,743.08	36,991.44
	1/1/94	31,972.80	38,471.10
Cashier	1/1/92	17,069.52	20,369.93
0976 (35 Hrs.)	1/1/93	17,752.30	21,184.73
	1/1/94	18,462.39	22,032.12
Chief Accountant, Municipal Courts	1/1/92	35,928.83	43,291.42
1005 (37½ Hrs.)	1/1/93	37,365.98	45,023.08
	1/1/94	38,860.62	46,824.00
Chief Auditor	1/1/92	35,929.83	43,292.42
1017 (37½ Hrs.)	1/1/93	37,366.98	45,023.08
	1/1/94	38,861.62	46,824.00
Chief Counselor (FNS)	1/1/92	35,290.30	42,515.43
A221 (35 Hrs.)	1/1/93	36,701.91	44,216.05
	1/1/94	38,169.99	45,984.69

June 17, 1992

Chief Municipal	1/1/92	30,944.42	37,241.58
Court Administrator	1/1/93	32,182.20	38,731.24
A704 (35 Hrs.)	1/1/94	33,469.49	40,280.49
Chief of Violations Bureau	1/1/92	38,727.18	46,699.59
6573 (37½ Hrs.)	1/1/93	40,276.27	48,568.57
	1/1/94	41,887.32	50,510.27
Chief of Violations Bureau	1/1/92	30,944.42	37,241.58
6573 (35 Hrs.)	1/1/93	32,182.20	38,731.24
	1/1/94	33,469.49	40,280.49
Clerk	1/1/92	13,754.66	16,341.52
1245 (35 Hrs.)	1/1/93	14,304.85	16,996.22
	1/1/94	14,877.04	17,676.07
Clerk Stenographer	1/1/92	15,646.53	18,641.25
1260 (35 Hrs.)	1/1/93	16,272.39	19,386.90
	1/1/94	16,923.29	20,162.38
Clerk Typist	1/1/92	14,355.68	17,069.52
1268 (35 Hrs.)	1/1/93	14,929.91	17,752.30
	1/1/94	15,527.11	18,462.39
Court Attendant	1/1/92	19,483.90	22,902.02
1430 (35 Hrs.)	1/1/93	20,263.26	23,818.10
	1/1/94	21,073.79	24,770.82
Court Attendant and	1/1/92	19,483.90	22,902.02
Interpreter	1/1/93	20,263.26	23,818.10
1431 (35 Hrs.)	1/1/94	21,073.79	24,770.82
Court Attendant and	1/1/92	19,483.90	22,902.02
Interpreter, Bilingual	1/1/93	20,263.26	23,818.10
in Spanish & English	1/1/94	21,073.79	24,770.82
1432 (35 Hrs.)			
Assistant Supervisor,	1/1/92	19,484.90	22,902.02
Tabulating Machine	1/1/93	20,263.26	23,818.10
Operations	1/1/94	21,073.79	24,770.82
0780 (35 Hrs.)			
Court Liaison	1/1/92	19,880.85	23,375.40
A020	1/1/93	20,676.08	24,310.42
	1/1/94	21,503.12	25,282.84
Counselor, Bi-Lingual in	1/1/92	21,366.02	25,589.20
Spanish & English	1/1/93	22,220.66	26,612.77
A126 (35 Hrs.)	1/1/94	23,109.49	27,677.28
Data Control Clerk	1/1/92	17,835.76	21,301.38
1468 (35 Hrs.)	1/1/93	18,549.19	22,153.44
	1/1/94	19,291.16	23,039.58
Data Entry Machine Operator	1/1/92	17,835.76	21,301.38
4649 (35 Hrs.)	1/1/93	18,549.19	22,153.44
	1/1/94	19,291.16	23,039.58
Data Processing Coordinator	1/1/92	38,727.18	46,699.59
1472 (37½ Hrs.)	1/1/93	40,276.27	48,568.57
	1/1/94	41,887.32	50,510.27
Deputy Municipal	1/1/92	22,902.02	26,976.93
Court Administrator	1/1/93	23,818.10	28,056.01
A705 (35 Hrs.)	1/1/94	24,770.82	29,178.25

June 17, 1992

Deputy Municipal	1/1/92	38,727.18	46,699.59
Court Director	1/1/93	40,276.27	48,567.57
A703 (35 Hrs.)	1/1/94	41,887.32	50,510.27
Docket Clerk	1/1/92	17,835.76	21,301.38
1673 (35 Hrs.)	1/1/93	18,549.19	22,153.44
	1/1/94	19,291.16	23,039.58
Family & Neighborhood	1/1/92	21,366.02	25,589.20
Counselor	1/1/93	22,220.66	26,612.77
1802 (35 Hrs.)	1/1/94	23,109.49	27,677.28
Interviewer, Courts	1/1/92	19,880.85	23,375.40
6207 (35 Hrs.)	1/1/93	20,676.08	24,310.42
	1/1/94	21,503.12	25,282.84
Interviewer, Bilingual in	1/1/92	17,069.52	20,369.93
Spanish & English	1/1/93	17,752.30	21,184.73
2165 (35 Hrs.)	1/1/94	18,462.39	22,032.12
Keypunch Machine Operator	1/1/92	16,342.52	19,483.90
2233 (35 Hrs.)	1/1/93	16,996.22	20,263.26
	1/1/94	17,676.07	21,073.79
Keypunch Machine Supervisor	1/1/92	21,894.14	25,776.95
2234 (35 Hrs.)	1/1/93	22,770.91	26,808.03
	1/1/94	23,681.71	27,880.35
Legal Stenographer	1/1/92	17,835.76	21,301.38
2279 (35 Hrs.)	1/1/93	18,549.19	22,153.44
	1/1/94	19,291.16	23,039.58
Municipal Court	1/1/92	23,544.31	28,236.76
Court Administrator	1/1/93	24,486.08	29,366.23
A706 (35 Hrs.)	1/1/94	25,465.52	30,540.88
Principal Account Clerk	1/1/92	17,835.76	21,301.38
2755 (35 Hrs.)	1/1/93	18,549.19	22,153.44
	1/1/94	19,291.16	23,039.58
Principal Account Clerk,	1/1/92	17,835.76	21,301.38
Typing	1/1/93	18,549.19	22,153.44
2757 (35 Hrs.)	1/1/94	19,291.16	23,039.58
Principal Clerk	1/1/92	17,069.52	20,369.93
2773 (35 Hrs.)	1/1/93	17,752.30	21,184.73
	1/1/94	18,462.39	22,032.12
Principal Clerk,	1/1/92	17,835.76	21,301.38
Stenographer	1/1/93	18,549.19	22,153.44
2777 (35 Hrs.)	1/1/94	19,291.16	23,039.58
Purchasing Assistant	1/1/92	21,894.14	25,776.95
2952 (35 Hrs.)	1/1/93	22,769.90	26,808.03
	1/1/94	23,680.71	27,880.35
Receptionist,	1/1/92	17,069.52	20,369.93
Typing	1/1/93	17,752.30	21,184.73
2981 (35 Hrs.)	1/1/94	18,462.39	22,032.12
Recorder Operator, Courts	1/1/92	17,069.52	20,369.93
4873 (35 Hrs.)	1/1/93	17,752.30	21,185.73
	1/1/94	18,462.39	22,032.12
Records Management Analyst	1/1/92	24,455.39	29,346.01
5429 (35 Hrs.)	1/1/93	25,433.61	30,519.85
	1/1/94	26,450.95	31,740.64

June 17, 1992

Secretarial Assistant	1/1/92	21,301.38	24,632.75
3127 (35 Hrs.)	1/1/93	22,153.44	25,618.06
	1/1/94	23,039.58	26,642.78
Secretarial Assistant, Stenography	1/1/92	21,301.38	24,632.75
3128 (35 Hrs.)	1/1/93	22,153.44	25,618.06
	1/1/94	23,039.58	26,642.78
Secretarial Assistant, Typing	1/1/92	21,301.38	24,632.75
4364 (35 Hrs.)	1/1/93	22,153.44	25,618.06
	1/1/94	23,040.58	26,642.78
Senior Account Clerk	1/1/92	17,069.52	20,369.93
3165 (35 Hrs.)	1/1/93	17,752.30	21,184.73
	1/1/94	18,462.39	22,032.12
Senior Account Clerk, Typing	1/1/92	17,069.52	20,369.93
3168 (35 Hrs.)	1/1/93	17,752.30	21,184.73
	1/1/94	18,462.39	22,032.12
Senior Accountant	1/1/92	28,026.11	33,693.58
3169 (37½ Hrs.)	1/1/93	29,147.15	35,041.32
	1/1/94	30,313.04	36,442.97
Senior Auditor	1/1/92	28,026.11	33,693.58
3196 (37½ Hrs.)	1/1/93	29,147.15	35,041.32
	1/1/94	30,313.04	36,442.97
Senior Cashier	1/1/92	17,835.76	21,301.38
3236 (35 Hrs.)	1/1/93	18,549.19	22,153.44
	1/1/94	19,291.16	23,039.58
Senior Clerk	1/1/92	14,983.53	17,835.76
3247 (35 Hrs.)	1/1/93	15,581.87	18,549.19
	1/1/94	16,206.18	19,291.16
Senior Clerk, Part Time	1/1/92	8,558.90	10,187.60
3247 (20 Hrs.)	1/1/93	8,901.26	10,595.10
	1/1/94	9,257.31	11,018.90
Senior Clerk Stenographer	1/1/92	17,069.52	20,369.93
3253 (35 Hrs.)	1/1/93	17,752.30	21,184.73
	1/1/94	18,462.39	22,032.12
Senior Clerk Typist	1/1/92	15,646.53	18,641.25
3256 (35 Hrs.)	1/1/93	16,272.39	19,386.90
	1/1/94	16,923.29	20,162.38
Senior Computer Operator	1/1/92	24,455.39	29,346.01
3271 (35 Hrs.)	1/1/93	25,433.61	30,519.85
	1/1/94	26,450.92	31,740.64
Senior Data Control Clerk	1/1/92	18,641.25	21,894.14
3294 (35 Hrs.)	1/1/93	19,386.90	22,769.91
	1/1/94	20,162.38	23,680.71
Senior Data Processing Systems Programmer	1/1/92	35,290.30	42,515.43
4703 (35 Hrs.)	1/1/93	36,701.91	44,216.05
	1/1/94	38,169.99	45,984.69
Senior Family & Neighborhood Counselor	1/1/92	23,375.40	28,026.11
3327 (35 Hrs.)	1/1/93	24,310.42	29,147.15
	1/1/94	25,282.84	30,313.04

June 17, 1992

Senior Key punch Machine	1/1/92	17,835.76	21,301.38
Operator	1/1/93	18,549.19	22,153.44
3396	1/1/94	19,291.16	23,039.58
Senior Legal Stenographer	1/1/92	19,483.90	22,902.02
3405 (35 Hrs.)	1/1/93	20,263.26	23,818.10
	1/1/94	21,073.79	24,770.82
Secretary to Judge	1/1/92	25,776.95	30,944.42
3153 (35 Hrs.)	1/1/93	26,808.03	32,182.20
	1/1/94	27,880.35	33,469.49
Supervising Cashier	1/1/92	21,894.14	25,776.95
3857 (35 Hrs.)	1/1/93	22,769.91	26,808.03
	1/1/94	23,680.17	27,880.35
Supervising Account	1/1/92	18,641.25	21,894.14
Clerk	1/1/93	19,386.90	22,769.91
3848 (35 Hrs.)	1/1/94	20,162.38	23,680.71
Supervising Clerk	1/1/92	17,835.76	21,301.38
3859 (35 Hrs.)	1/1/93	18,549.19	22,153.44
	1/1/94	19,291.16	23,039.58
Supervising Clerk Typist	1/1/92	18,641.25	21,894.14
3864 (35 Hrs.)	1/1/93	19,386.90	22,769.91
	1/1/94	20,162.38	23,680.71
Supervising Court Attendant	1/1/92	23,544.31	28,236.76
3871 (35 Hrs.)	1/1/93	24,486.08	29,366.23
	1/1/94	25,465.52	30,540.88
Supervising Data Control	1/1/92	21,894.14	25,776.95
Clerk	1/1/93	22,769.91	26,808.03
3872	1/1/94	23,680.71	27,880.35
Supervising Docket Clerk	1/1/92	19,880.85	23,375.40
3874 (35 Hrs.)	1/1/93	20,676.08	24,310.42
	1/1/94	21,503.12	25,282.84
Supervisor of Data Entry	1/1/92	21,894.14	25,776.95
Machine Operations	1/1/93	22,769.91	26,808.03
5183 (35 Hrs.)	1/1/94	23,680.71	27,880.35
Supervisor of	1/1/92	37,241.57	44,887.46
Data Processing	1/1/93	38,731.24	46,682.95
Operations	1/1/94	40,280.49	48,550.27
4002 (35 Hrs.)			
Supervisor of Tabulating	1/1/92	21,894.14	25,776.95
Machine Operations	1/1/93	22,769.91	26,808.03
4077 (35 Hrs.)	1/1/94	23,680.71	27,880.35
Supervisor, Criminal	1/1/92	24,455.39	29,346.01
Information Records	1/1/93	25,433.61	30,519.85
3954 (35 Hrs.)	1/1/94	26,450.95	31,740.64
Supervisor, Intake Unit	1/1/92	22,345.60	26,780.71
A182 (35 Hrs.)	1/1/93	23,239.42	27,851.94
	1/1/94	24,168.99	28,966.02
Violations Clerk	1/1/92	28,236.76	33,943.26
4244 (35 Hrs.)	1/1/93	29,366.23	35,300.99
	1/1/94	30,540.88	36,713.03
Violations Clerk (Typing)	1/1/92	28,236.76	33,943.26
4245 (35 Hrs.)	1/1/93	29,366.23	35,300.99
	1/1/94	30,540.88	36,713.03

June 17, 1992

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, number of positions, annual minimum salaries and annual maximum salaries, therefor, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The salary adjustment is four percent (4%) for the years 1992, 1993 and 1994, as per agreement with Newark Council 21, Civil Service Association.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Martinez, Rice, Villani, President Tucker.

No: Council Member Carrino.

President Tucker: The yeses are eight and the noes are one. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

There was a lengthy discussion held by the Members of the Municipal Council.

At a later time in the meeting after Ordinance 6-Ph, S & F-i Council Member Carrino requested his vote be changed from the negative to the affirmative.

At a later time in the meeting after Ordinance 6-Ph, S & F-i Council Members Branch and Harris requested their votes be changed from the affirmative to the negative.

The motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Carrino, Grant, Martinez, Rice, Villani, President Tucker.

No: Council Members Branch, Harris.

President Tucker: The yeses are seven and the noes are two. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to clarify Municipal Sick and Vacation Leave Policy for Elected Officials.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

June 17, 1992

SECTION 1. Title 2, Administration, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is hereby further amended and supplemented by adding thereto the following:

Elected officials are to be considered full-time employees for purposes of being credited with annual sick and vacation leave. Said benefits shall be calculated in accordance with those benefits granted to municipal department heads.

SECTION 2. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance on second reading and final passage was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Occupations; Chapter 19, Wreckers; Section 1, Definitions and Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding definitions and revising the Towing Rates.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Businesses and Occupations; Chapter 19, Wreckers; Section 1, Definitions of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented to read as follows:

8:19-1. Definitions

* * * * *

Commercial motor vehicle means every type of motor driven vehicle used for commercial purposes on the streets and highways, such as the transportation of goods, wares and merchandise, excepting such vehicles as are run only upon rails or tracks and vehicles of the passenger car type used for touring purposes or the carrying of farm products and milk, as the case may be. It includes all motor vehicles used for the transportation of passengers for hire, except commuter vans and vehicles used in ridesharing arrangements and school buses, if same are not otherwise used in the transportation of passengers for hire.

Private passenger vehicle means an automobile, station wagon, motorcycle, motor scooter, jeep or mini-van type that is owned or hired, and is neither used as a public or livery conveyance for passengers nor rented to others with a driver; a motor vehicle with a pickup body, a delivery sedan, a van or a panel truck or a camper type vehicle used for recreational purposes, owned by an individual or by a husband and wife who are residents of the same household, not customarily used in the occupation, profession or business of the insured. This definition does not include any automobile used for hire.

* * * * *

Section 2. Title 8, Businesses and Occupations; Chapter 19, Wreckers; Section 6, Service Rates, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended and supplemented to read in its entirety as follows:

8:19-6. Service Rates

(a) This ordinance shall not supercede State Regulations o the towing of stolen or accident damaged private passenger automobiles as established by the Commissioner of Insurance pursuant to N.J.S.A. 17-33B-47 and N.J.S.A. 17:33B-48.

(b) The charges for services rendered by a licensee wholly within the City of Newark shall not exceed the following rates:

I. Towing

Private Passenger Vehicles under 5,001 lbs. gross average weight

.....\$ 65.00

Commercial Vehicles and Vehicles over 5,001 lbs. gross average weight

.....\$ 125.00

II. Storage

Private Passenger Vehicles under 5,001 lbs. gross average weight

.....\$ 10.00 per day
for the first thirty (30) days;

.....\$ 15.00 per day
thereafter.

Commercial Vehicles and Vehicles over 5,001 lbs gross average weight

.....\$ 25.00 per day
for the first thirty (30) days;

.....\$ 40.00 per day
thereafter.

III. Mileage

No mileage fee may be imposed on any tow which is regulated by this ordinance.

IV. Winching

Light Wreckers.....\$ 75.00 per hour per unit

Heavy Wreckers.....\$225.00 per hour per unit

Additional Workman Labor.....\$ 75.00 per hour

V. Transmission Service

.....\$ 25.00

VI. Any other service not enumerated above

.....\$ 25.00

(c). In cases where a licensee must hire laborers or rent other equipment, all reasonable charges therefore, may be passed along to the owner of the vehicle.

(d). For services to or from a point outside the City of Newark, the charges shall be determined by mutual agreement of the licensee and customer.

(e). The driver or operator of a wrecker shall give the customer a receipt for the amount paid and itemize each charge thereon.

(f). The maximum rates established by this section shall be printed on a card approved by the Director, and affixed to the interior of each wrecker in a permanent and conspicuous position.

(g). The service rates shall be reviewed bi-annually by the Director and the Business Administrator to ensure that the licensee obtains a just and reasonable return on their investments.

(h). Each licensee under this chapter shall maintain in good condition at all times, at each entrance to such tow lot, a sign, to apprise persons of the:

1. Name of licensee;
2. Address of premises;
3. Opening and closing hours; and
4. Rates charged for towing and storage.

Signs giving all the above information shall be erected only at points of ingress on private property. If point of ingress is more than 50 feet wide, the signs must be so positioned as to be no more than 50 feet from the point of ingress.

The signs shall be of sheet metal or other suitable material and shall be displayed at a height of not less than 4 feet (bottom edge) and not more than 12 feet (top edge) above the street level. No sign shall be less than 20 nor more than 50 square feet.

Signs shall be erected so as to be visible to a motorist before he leaves the thoroughfare and before he enters the tow lot.

Signs shall be composed of a solid background and the letters, numerals, or symbols shall all be of the same contrasting color. The upper-case (capital) to be 2 inches high; all letters "san serif". Letters and numerals shall be proportionately spaced and shall neither be contracted nor expanded so as to inhibit readability. Each classification and the applicable rate or rates thereunder shall be listed on a separate line not to exceed 40 inches in width. Said lines shall be spaced 1½ inches apart, as measured between the upper-case (capital) letters.

Section 3. This Ordinance shall apply to any and all licensed towers that operate within the City of Newark.

Section 4. All Ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

Section 5. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 6. If any part of this ordinance is found to be illegal, unconstitutional or contrary to law, the balance of this ordinance shall remain in full force and effect.

Section 7. A copy of this ordinance shall be forwarded by the City Clerk to the Department of Insurance in Trenton.

STATEMENT

The Ordinance adds the definitions of commercial vehicles and private passenger vehicle to the towing ordinance and revises the towing rates.

additions indicated by underscore
(NR08:19-6)

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

June 17, 1992

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of Tax Abatement to the Owner of the Qualified Residential Structures, more specifically identified on the Official Tax Map as Block 1979, Lot 22 and more commonly known as 309 Elm Street, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring 5 years thereafter.

WHEREAS, the property owner of the property identified on the official tax map as Block 1979, Lot 22, more commonly known as 309 Elm Street has requested the City of Newark to grant her a tax abatement pursuant to the recently created State statute providing for 5 year tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owner, more specifically identified as Margarita Rojas and granting a five (5) year tax abatement for the qualified residential property.

2. In consideration of said tax abatement on the qualified residential property only (i.e. the three (3) residential units) identified on the attached application, the property owner shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement in the amount of \$2,900.00.

3. The annual payments in lieu of taxation on the qualified residential properties identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owner identified in the application, from or relax its obligations to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of Certification of Occupancy and expiring on five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the issuance of the certificate of occupancy as more specifically identified in the attached application to the date of adoption of this Ordinance.

June 17, 1992

6. The Mayor on behalf of the City of Newark is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement same to be approved as to form and legality by the Corporation Counsel and an executed copy of the agreement shall be placed on file in the Office of the City Clerk with the accompanying Application, by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property only (i.e., the three (3) residential units) shall be subject to the total tax levy and administrative fee as more fully set forth in the financial agreement.

8. The applicant is required to pay all outstanding taxes and water and sewer charges prior to the execution of the financial agreement.

9. The Tax Assessor, Tax Collector and Manager, Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: Legislation granting a five (5) year tax abatement to Margarita Rojas for properties located at 309 Elm Street, Block 1979, Lot 22.

President Tucker called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

President Tucker: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Tucker called for ordinances on second reading and final passage.

6-S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750, of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Governmental Services)

June 17, 1992

A motion to defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street.

(West Ward)

(Kerrigan Boulevard and Ivy Street: stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

ORDINANCES FOR RECONSIDERATION.

President Tucker called for ordinances for reconsideration.

6-S & F-1.

The City Clerk read An ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave, of Subparagraph (a)(2), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Ordinance vetoed by the Mayor June 5, 1992)

The City Clerk stated the question before the Council is "shall the Municipal Council override the Mayor's veto of "An ordinance to amend Title 2, Administration, Chapter 14, Personnel Practice and Policies, Section 5, Annual Vacation Leave, of Subparagraph (a)(2), of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented?"

A motion to table the ordinance was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

June 17, 1992

HEARINGS OF CITIZENS.

- 6-HC-a. MS. CYNTHIA TYRELL, 54 BOYD STREET, NEWARK, NEW JERSEY.
6-HC-b. MS. FLORENCE BROWN, 53 CEDAR AVENUE, NEWARK, NEW JERSEY.
6-HC-c. MS. CHRISTINE FLAGG, 80 INGRAHAM PLACE, NEWARK, NEW JERSEY.
6-HC-d. MR. CURTIS GRIMSLEY, 36 POE AVENUE, NEWARK, NEW JERSEY.

(For remarks made by the above-mentioned speakers see page 2, in the minutes of this meeting.)

(For further action regarding Ms. Flagg, see Motion 7-M-y, on page 44 in the minutes of this meeting.)

- 6-HC-e. MR. KEVIN MCDUFFIE, 771 SUMNER AVENUE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with respect to Forest Hill Condominiums.

President Tucker suggested Mr. McDuffie together with the Forest Hill Condominium Association meet with the Police Director and the Captain of the North precinct with regards to crime in the area.

(Council Member Harris excused himself from the meeting at 11:15 P.M.)

- 6-HC-f. MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with respect to homelessness.

- 6-HC-g. MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY addressed the Members of the Municipal Council with respect to Housing.

- 6-HC-h. MR. DAVID WRIGHT, 365 GROVE STREET, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with respect to Zoning.

President Tucker directed the City Clerk to extract verbatim transcript of remarks made by Mr. Wright and forward to Director of Engineering Zach for his attention and necessary action.

- 6-HC-i. MS. MARION WILLIAMS, 131 ROSE STREET, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with respect to Felix Fuld Complex.

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1½"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-b.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Charles Carson, M.D., to provide medical consultation to Newark Lead Poisoning Program, for period April 1, 1992 to December 31, 1992, for amount not to exceed \$69,212., funds expended from budget of Newark Division of Community Health. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5-1(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-c.

Resolution authorizing Business Administrator to execute agreement with The Writing Company, in sum of \$14,070., for period not to exceed one year, for a comprehensive document highlighting the annual operation of the City of Newark for 1991. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-d.

Resolution ratifying and authorizing Business Administrator to enter into contract with Commercial Lubricating Service, Inc., 33-35 Searing Avenue, East Newark, New Jersey 07029 and Bernardi Incorporated, 401 Jefferson Street, Newark, New Jersey 07114, lowest responsible bidders, for providing Lubrication, Greasing and Oil Change for Heavy Duty Vehicles, for period May 1, 1992 to April 30, 1993, contract shall not exceed \$150,000. between the two contractors, \$10,000. for each contractor encumbered in Department of General Services, Division of Motors 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-e.

Resolution authorizing Corporation Counsel and Tax Collector to enter into partial "Consent Order to Vacate" foreclosure judgement with each previous "Owner of Record" indicated on annexed list.

(In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-f. Resolution authorizing Mayor and Director of Engineering to execute Change Order in amount of \$15,000. with H.T.M. Associates, Inc., 1717 F Street, South Belmar, New Jersey, for additional cost associated with Contract 90-02, Base Bid #2; Police and Courts Complex. (7-R-bt (A.S.), October 17, 1990, \$202,000.)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, President Tucker.

No: Council Member Rice.

Absent During Roll Call: Council Member Villani.

- 7-R-g. Resolution authorizing Director of Engineering to enter into a Memorandum of Agreement with New Jersey Department of Environmental Protection and Energy (NJDEPE), to facilitate the remediation of Ironbound Stadium Football Field and Avenue "P", proposed site of the Police Academy.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-h. Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties in amount of \$4,929.07 on property known as 273 Rose Street, Block 2612, Lot 036, which City of Newark foreclosed on by way of in rem foreclosure.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-i. Resolution authorizing Director of Finance to refund interest and cost due outside buyers who participated in prior Tax Sale, per annexed Exhibit for period from 1985 to 1991; pursuant to N.J.S.A. 54:5-60 and 61.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-j. Resolution ratifying and authorizing Fire Director to execute agreement with Frederick Grossbart, D.O., to provide pre-employment physicals and medical disability determinations to employees and prospective employees of the Fire Department, for period May 15, 1992 to May 14, 1993, for sum of \$17,000. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)).**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-k. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Heribert J. Schaefer, M.D., for provision of Public Health Director, Laboratory, for period January 1, 1992 to December 31, 1992, maximum amount of contract is \$26,353.60. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)).**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-R-l. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to apply for and accept funds in amount of \$202,968. from State Department of Health, Public Health Priority Funding Program, for period January 1, 1992 to December 31, 1992. (Health Promotion; Health supervision for infants and pre-school children; Adult Health and Health Services for school age children)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-R-m. **Resolution amending Resolution 7-R-v, September 5, 1990, contract with Prudential Foundation of New Jersey, in amount of \$40,000., to help support City of Newark's AIDS Education/Prevention Program, by extending grant period from January 1, 1991 through December 31, 1991 to January 1, 1992 through December 31, 1992; does not require expenditure of Municipal funds.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-R-n. **Resolution amending Resolution 7-R-bf, December 4, 1991, contract with Essex County College, for G.E.D. Preparatory Training Program, PY 91-20-00-N, for period December 4, 1991 to June 30, 1992; total amount of contract shall not exceed \$24,000., for forty (40) participants in two cycles (20 participants per cycle) of fourteen weeks, (200 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title 8%. (Contract awarded without competitive bidding, pursuant to Local Public Contracts Law, N.J.S.A. 40:11-5(2)), by changing amount of contract from \$24,000. to \$13,800. and decreasing number of participants from 40 to 17; all other provisions of contract shall remain unchanged.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.

- 7-R-o.** Resolution accepting bid of Cindy Eli, Individual, t/a Eli's Bontanica, highest bidder, for leasing of City-owned property known as 665-71 Broad Street, Store #1, Block 51, Lot 59, \$3,168. annually (Sale of Religious Articles); Shampa Maitra, President, Champion Imports, Inc. t/a Champion Fried Chicken, highest bidder, for leasing of City-owned property known as 665-71 Broad Street, Store #2, Block 51, Lot 59, \$15,273.77 annually (Restaurant and Food Market); July 1, 1992 to June 30, 1995 with an option to renew for three additional years, terminating June 30, 1998; pursuant to Resolution 7-R-bh, May 6, 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)
- A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-R-p.** Resolution authorizing Newark Watershed Conservation and Development Corporation to execute a Stipulation of Settlement and other pertinent documents in matter of City of Newark vs. West Milford Township and to receive settlement funds pursuant to Resolution 7-R-h, March 20, 1974, as amended. (Cash Payment of \$55,078. for 1990; \$52,943. for 1991 and a reduction in the total assessment of properties for \$2,124,800.)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-R-q.** Resolution approving Constable Bond in the amount of \$1,000 issued to Michael Bohler, as to form amount and sufficiency.
- A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-R-r.** Resolution appointing Adila Habiba Abdul-Aziz, for a term commencing June 3, 1992 and ending June 3, 1993, as a Constable of Newark.
- A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.
- 7-R-s.** Resolution approving Constable Bond in the amount of \$1,000 issued to Allen Snow Jr., as to form amount and sufficiency.
- A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.
Absent During Roll Call: Council Member Villani.

June 17, 1992

- 7-R-t. Resolution declaring June, 1992 to be "Cable Consumer Protection Month" within the City of Newark.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-u-1. Resolution recognizing and commending Mr. Christopher Wujciak.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-u-2. Resolution recognizing and commending Ms. Patricia Wujciak.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-u-3. Resolution recognizing and commending the organizers and committee members for the Annual Portugal Day festivities in the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-u-4. Resolution recognizing and commending Lieutenant Daniel Zieser, Sergeant James D. O'Connor, Officers Anthony S. Moraes, Richard P. Cuccolo, Alfredy Fletcher, David Robinson and Efrain Velazquez of the Newark Police Department.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-u-5. Resolution recognizing and commending Mr. Bernardino Coutinho, founder of the Portuguese Festival in Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-u-6. Resolution recognizing and commending Isabel Maria Airoso, student at Marylawn of the Oranges High School, on the distinguished occasion of being selected as "Miss Portugal America 1992".**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-u-7. Resolution recognizing and commending Ms. Josephine Melillo Coppola.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-u-8. Resolution recognizing and commending ten Newark Public School Students.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-u-9. Resolution recognizing and commending Mr. David Green, head coach of the Flip City Tumblers as well as Flip City Team Member, Rashaan Sampson, on the occasion of setting two world records during the North American Cup U.S. Team Trial in Grandview, Missouri.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-u-10. Resolution recognizing and commending Ms. Eddiemae Livingston, former Executive Secretary in the Office of Councilman George Branch, on the esteemed occasion of her retirement after 45 years of faithful and meritorious service with the City of Newark.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-u-11. Resolution recognizing and commending Jamiyl Peters, 14 year-old Newarker, on the distinguished occasion of capturing the Boys 14 Singles Competition during the Johnny Sample Tennis Tournament.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

June 17, 1992

- 7-R-u-12. Resolution recognizing and commending the advisor and members of the Weequahic High School Honor Society for outstanding achievements.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-v. (A.S.) Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into contract with Newark Jazz Festival, Inc. a non-profit corporation, to provide quality jazz programming for its residents, for period January 1, 1992 to December 31, 1992, for amount not to exceed \$50,000., (Contract awarded without competitive bidding, as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A11-5(1)(a)(i)).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-w-1. (A.S.) Resolution recognizing and commending the Athletic Director, Coaches and players of the 1992 East Side High School "Red Raiders" Boys Team on the grand occasion of capturing the Greater Newark Tournament.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-w-2. (A.S.) Resolution recognizing and commending Jesus A. Padilla, Newark Police Officer, for providing 25 years of faithful and dedicated service to the Newark Police Department.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-w-3. (A.S.) Resolution recognizing and commending Newark Police Detectives Carmine Cosenzo, Joseph DiTommaso, Police Officers Gary Bootes, Angelo Sciara, Larry Melilla and Teodoro Malamug for their role in helping to apprehend several suspects who allegedly rammed a stolen vehicle into the car of an innocent Newark resident.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-w-4. Resolution recognizing and commending the Members of the musical group "Dare
(A.S.) To Be Different" for their outstanding contributions to the youth of Essex County.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-w-5. Resolution recognizing and commending the Coaches and Players of the 1992
(A.S.) Weequahic High School Boys Track Team on the distinguished occasion of finishing in First Place in the New Jersey Interscholastic Athletic Association Group III Championship at Jadwin Gym in Princeton, New Jersey.**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-w-6. Resolution recognizing and commending the First Anniversary of Reverend
(A.S.) Jason Carl Guice, Sr., Pastor of Hopewell Baptist Church in Newark.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-w-7. Resolution recognizing and commending Mrs. Queenie E. James for exemplary
(A.S.) community service.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-w-8. Resolution recognizing and commending Ms. Ruth Hazelwood.
(A.S.)**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-w-9. Resolution recognizing and commending Eagle Life Scouts Daniel Salgado Capobianco
(A.S.) Wilfredo Lopez, Jr., Francisco Ortiz and Guillermo Santiago for receiving the Eagle Scout Badge.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

**7-R-w-10. Resolution recognizing and commending Hon. Harry H. Hazelwood.
(A.S.)**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

**7-R-w-11. Resolution recognizing and commending Boy Scouts of America Troop #102
(A.S.) Association Boy Scouts of America on the 50th Anniversary of the Court of Honor.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

**7-R-w-12. Resolution recognizing and commending Summit Trust Company.
(A.S.)**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

**7-R-w-13. Resolution recognizing and commending Leaders of the New School musical
(A.S.) group.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

**7-R-w-14. Resolution recognizing and commending Mr. and Mrs. James B. Gamble, Sr.
(A.S.)**

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

**7-R-w-15. Resolution recognizing and commending The Beta Alpha Omega Chapter of Alpha
(A.S.) Kappa Alpha Sorority's 8th Annual Scholarship and Community Service Awards Luncheon.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-w-16.
(A.S.)** Resolution recognizing and commending Ms. Ida Vivian Brown Anderson on the esteemed occasion of her retirement as an educator in the Newark Public School System after 30 years of dedicated and meritorious service.

A motion to adopt the resolution was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-x.
(A.S.)** Resolution authorizing Mayor and Acting Budget Director to file request for funds with New Jersey Urban Enterprise Zone Authority in amount of \$370,000., for 28 radios for UEZ patrol officers, 10 UEZ patrol car radios and a percentage of communications systems costs; to be matched by \$92,500. from Municipal Budget, for 6 radios, 2 mobile patrol car radios and an appropriate percentage of fixed system costs, for total services budget of \$462,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-y.
(A.S.)** Resolution authorizing Mayor and Acting Budget Director to file request for funds with New Jersey Urban Enterprise Zone Authority for \$1,693,000. for continuation of police services in its Urban Enterprise Zone, to be matched by \$423,500. from Municipal Budget for 6 designated officers, for total services budget of \$2,116,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-z.
(A.S.)** Resolution authorizing Mayor and Director of Health and Human Services to enter into agreement with National Council of Senior Citizens, Senior Service Corporation, Inc., for purpose of providing supervised work sites and job training to senior citizens in exchange for their community services, for period July 1, 1992 through June 30, 1993; no expense to City.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-ba.
(A.S.)** Resolution expressing profound sorrow and regret at the passing of Reverend Benjamin Franklin Johnson (B.F. Johnson) Pastor of Metropolitan Baptist Church in Newark.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-bb.
(A.S.)

Resolution respectfully requesting the Honorable Sharpe James, Mayor of Newark, to reexamine his current position with regard to the closing of fire houses on a rotational basis.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-bc.
(A.S.)

Resolution ratifying and authorizing Corporation Counsel to enter into contract with Cross County Title Agency, Inc., 636 Kearny Avenue, Kearny, New Jersey, for period June 3, 1992 to August 15, 1992, for total sum not to exceed \$75,000., for 500 Title Searches for properties included in the 1992 In Rem Tax Foreclosure action. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5-1(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-bd.
(A.S.)

Resolution ratifying and authorizing Corporation Counsel to enter into contract with Royal Title Services, Inc., 17 Academy Street, Newark, New Jersey, for period June 3, 1992 to August 15, 1992, for total sum not to exceed \$39,330., for 207 Title Searches for properties included in the 1992 In Rem Tax Foreclosure action. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5-1(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-be.
(A.S.)

Resolution ratifying and authorizing Corporation Counsel to enter into contract with Secured Title Services, Inc., 203 Livingston Avenue, New Brunswick, New Jersey, for period June 3, 1992 to August 15, 1992, for total sum not to exceed \$95,000., for 500 Title Searches for properties included in the 1992 In Rem Tax Foreclosure action. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5-1(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-bf.
(A.S.)

Resolution amending Resolution 7-R-q, March 4, 1992, "accepting funds from and entering into contract with New Jersey State Department of Health, Communicable Disease Control Services, for provision of Sexually Transmitted Disease Services to Residents, for period July 1, 1991 through June 30, 1992, in amount of \$171,918 to accept additional funds in amount of \$21,000. for total grant award of \$192,918 for renovations of Sexually Transmitted Disease Clinic," by accepting additional funds in amount of \$13,855. for purchase of telephone services, for total grant of \$206,773.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-bg.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Engineering to enter into contract with New Jersey Department of Transportation, for a Subregional Transportation Planning Contract Task Order #2, for period July 1, 1990 to June 30, 1992, in the amount of \$42,427., Federal Highway Administration Planning Funds, \$27,047., Urban Mass Transportation Administration, \$8,486., City of Newark shall provide in-kind services match equivalent to \$6,894.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-bh.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Engineering to enter into contract with New Jersey Department of transportation, for a Subregional Transportation Planning Contract Task Order #3, for period July 1, 1991 to June 30, 1992, in amount of \$42,427., Federal Highway Administration Planning Funds, \$27,047., Urban Mass Transportation Administration, \$8,486., City of Newark shall provide in-kind services match equivalent to \$6,894.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-bi.
(A.S.)

Resolution authorizing Mayor and Director of Engineering to enter into contract with New Jersey Department of Transportation, for a Subregional Transportation Planning Contract Task Order #4 for period July 1, 1992 to December 31, 1992, in amount of \$24,280., Federal Highway Administration Planning Funds, \$20,638., City of Newark shall provide in-kind services match equivalent to \$3,642.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

7-R-bj.
(A.S.)

Resolution authorizing the President of the Municipal Council to execute contract with Miller & Holbrooke, Attorneys-at-Law, 1225 Nineteenth Street, N.W., Washington, D.C., to provide legal advice to the Cable Television Compliance Officer, for period June 15, 1992 to May 31, 1993, for sum not to exceed \$5,000. (Contract awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5 et. seq. of the Local Public Contracts Law)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Martinez, Rice, President Tucker.

No: Council Member Harris

Absent During Roll Call: Council Member Villani.

- 7-R-bk.
(A.S.)** **Resolution urging the Passaic Valley Sewerage Commissioners to actively pursue the location of its mandated sludge disposal facility outside the geographic boundaries of the city of Newark, New Jersey.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-bl.
(A.S.)** **Resolution establishing Temporary Appropriation for various Departments and Agencies and Deferred Charges and Statutory Expenditures, Municipal; totalling \$21,030,367.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-bm.
(A.S.)** **Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$1,906,137.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Grant and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Grant, President Tucker.

No: Council Members Carrino, Martinez.

Not Voting: Council Members Harris, Rice.

Absent During Roll Call: Council Member Villani.

A motion to defer action on the resolution and directing the City Clerk to place this legislation on the call of a Special Meeting to be held June 23, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chambers/Council Conference Room, City Hall, was made by President Tucker, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-bn.
(A.S.)** **Resolution assuring school tax levy payment to Newark Board of Education in accordance with a mutually agreed upon payment plan.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Tucker and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

- 7-R-bo.
(A.S.)** **Resolution authorizing transfer of funds from Housing and Community Development Act - Seventeenth Year (HCDA XVII), Demolition and Clearance, from Other Expenses-\$70,165. to Salaries and Wages-\$70,165.; pursuant to Ordinance 6-S & F-d, April 16, 1980. (Allows for reprogramming of funds)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker.

Absent During Roll Call: Council Member Villani.

Motions.

- 7-M-a.** A MOTION SUPPORTING SENATE BILL NO. S-828, BY SENATORS CODEY, MENENDEZ, RICE, LIPMAN AND LYNCH, WHICH BILL REQUIRES THAT WHEN CHANGES OF VENUES ARE GRANTED, THOSE CASES BE TRANSFERRED TO COUNTIES WITH COMPARABLE SOCIOECONOMIC CONDITIONS was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani,
President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-b.** A MOTION WISHING NEWARK POLICE OFFICER DONALD JONES A SPEEDY RECOVERY FROM HIS RECENT HOSPITAL CONFINEMENT was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani,
President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-c.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. PHILBERT BLACK LONG TIME RESIDENT OF THE CITY OF NEWARK AND GRANDFATHER OF DR. YVETTE BRIDGES was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani,
President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-d.** A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. SIMON PULANCO was made by Council Member Branch, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani,
President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-e.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JORGE DE SA ARAUJO was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani,
President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROBERT P. MODESTINO, BELOVED BROTHER OF MR. JOSEPH J. SANTIAGO, DEPUTY CHIEF, NEWARK POLICE DEPARTMENT was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani,
President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-g.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CATHERINE JACKSON, BELOVED MOTHER OF MRS. BEVERLY BELCHIK, EMPLOYEE IN THE OFFICE OF THE CITY CLERK was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani,
President Tucker.
Absent During Roll Call: Council Members Grant, Harris.

- 7-M-h-1. A MOTION SPONSORED BY COUNCIL MEMBER GRANT RECOGNIZING AND COMMENDING CIT GROUP SCHOLARSHIP RECIPIENT LAUREEN PHIPPS OF BARRINGER HIGH SCHOOL FOR EXEMPLARY ACADEMIC ACHIEVEMENT was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-h-2. A MOTION SPONSORED BY COUNCIL MEMBER GRANT RECOGNIZING AND COMMENDING CIT GROUP SCHOLARSHIP RECIPIENT ADAM STEVENS OF UNIVERSITY HIGH SCHOOL FOR EXEMPLARY ACADEMIC ACHIEVEMENT was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-h-3. A MOTION SPONSORED BY COUNCIL MEMBER GRANT RECOGNIZING AND COMMENDING CIT GROUP SCHOLARSHIP RECIPIENT LORETTA FENNEY OF CENTRAL HIGH SCHOOL FOR EXEMPLARY ACADEMIC ACHIEVEMENT was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-i. A MOTION SPONSORED BY COUNCIL MEMBER GRANT EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ETHEL DANIELS OF NEWARK was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-j. A MOTION SPONSORED BY COUNCIL MEMBER GRANT EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH A. PICCONE, SR., OF NEWARK was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-k. A MOTION SPONSORED BY COUNCIL MEMBER GRANT EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. E. FERN RICHARDSON OF MORRISTOWN, PRINCIPAL OF BOYLAN STREET SCHOOL was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-l. A MOTION SPONSORED BY COUNCIL MEMBER GRANT EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. FRANCES G. AREZZI OF NEWARK was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-m. A MOTION SPONSORED BY COUNCIL MEMBER GRANT EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ELIJAH ALLEN OF NEWARK was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.

- 7-M-n.** A MOTION SPONSORED BY COUNCIL MEMBER GRANT EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ELOUISE OLIVER OF NEWARK was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-o.** A MOTION URGING THE CITY ADMINISTRATION TO UTILIZE THE ATTACHED CERTIFICATION (OR A SIMILARLY DRAFTED DOCUMENT) AS AN AMENDMENT TO THE ANTI-APARTHEID POLICY WHEREBY ALL BIDDERS AND CONTRACTORS WITH THE CITY OF NEWARK MUST CERTIFY THAT NO FUNDS OF THE CITY OF NEWARK SHALL BE USED FOR THE PURCHASE OF SUPPLIES, MATERIALS GOODS OR SERVICES FROM BUSINESSES WITH INVESTMENTS OR OPERATIONS IN THE REPUBLIC OF SOUTH AFRICA was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-p.** A MOTION SPONSORED BY COUNCIL MEMBER HARRIS EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. VINCENT S. SIINO OF BELLEVILLE, A NEWARK POLICE OFFICER was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-q.** A MOTION SPONSORED BY COUNCIL MEMBER HARRIS EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HERBERT M. GLADSTONE OF WEST ORANGE, FORMER PURCHASING AGENT AND COMPTROLLER, CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-r.** A MOTION SPONSORED BY COUNCIL MEMBER HARRIS EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JUNIOUS BULLOCK OF NEWARK was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-s.** A MOTION SPONSORED BY COUNCIL MEMBER HARRIS EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. PHILOMENA M. ZEMO OF NEWARK was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-t.** A MOTION SPONSORED BY COUNCIL MEMBER HARRIS EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. YVONNE BALLARD OF NEWARK was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-u.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RICKEY JOHN BARCLAY OF NEWARK was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.

June 17, 1992

- 7-M-v.** A MOTION RECOGNIZING THE HONORABLE KENNETH A. GIBSON, FORMER MAYOR OF NEWARK, ON THE 22ND ANNIVERSARY OF BECOMING THE FIRST AFRICAN-AMERICAN MAYOR OF A MAJOR NORTHEASTERN CITY was made by the Council of the Whole and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-w.** A MOTION SUPPORTING MAYOR SHARPE JAMES'S STATEMENT REGARDING THE SHOOTING OF HOWARD CEASAR was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Rice, Villani, President Tucker.
No: Council Member Martinez.
Not Voting: Council Member Carrino.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-x.** A MOTION CRITICIZING STATE ATTORNEY GENERAL ROBERT DEL TUFO ON HIS COMMENTS CHASTIZING MAYOR SHARPE JAMES REGARDING THE HOWARD CEASAR SHOOTING was made by Council Member Bradley, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Rice, Villani, President Tucker.
No: Council Member Martinez.
Not Voting : Council Member Carrino.
Absent During Roll Call: Council Member Harris, Grant.
- 7-M-y.** A MOTION DIRECTING THE CITY CLERK TO FORWARD VERBATIM TRANSCRIPT OF REMARKS MADE BY MS. CHRISTINA FLAGG UNDER "HEARINGS OF CITIZENS" (6-HC-c) TO BUSINESS ADMINISTRATOR GRANT AND PERSONNEL OFFICER D'AURIA FOR THEIR PERUSAL AND APPROPRIATE ACTION WHERE NECESSARY was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-z.** A MOTION REQUESTING THAT THE ADMINISTRATION LOOK INTO THE POSSIBILITY OF ERECTING SAFETY BARRIERS ON THE STREETS THROUGHOUT THE CITY was made by Council Member Harris, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-ba.** A MOTION REQUESTING THAT THE BUILDINGS LOCATED AT 1) 84 BRILL STREET AND
and 2) 452 ROUTE #1 (NEWARK AIRPORT MOTEL) BE INSPECTED, CLEARED OF DEBRIS AND BOARDED
7-M-ba-1. UP was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.

- 7-M-bb. A MOTION DIRECTING THE CITY CLERK TO INVITE TRANSPORT OF NEW JERSEY REPRESENTATIVES TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS FREE BUS TRANSPORTATION FOR SCHOOL CROSSING GUARDS TO AND FROM SCHOOL was made by Council Member Martinez, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-bc. A MOTION DIRECTING THAT THE CITY CLERK REQUEST FROM THE ADMINISTRATION A WRITTEN STATUS REPORT ON THE COMMUNITY DEVELOPMENT GRANT FUND WHICH WAS TO BE ESTABLISHED ACCORDING TO THE TERMS OF THE TAX ABATEMENT AND FINANCIAL AGREEMENT EXTENSION GRANTED TO BLUE CROSS/BLUE SHIELD OF NEW JERSEY, INC. BY RESOLUTION 7RC (S-1) FEBRUARY 27, 1990 was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-bd. A MOTION RESPECTFULLY REQUESTING NEW JERSEY STATE SENATOR RONALD L. RICE TO INTRODUCE LEGISLATION THAT WOULD STIFFEN THE PENALTY FOR PERSONS CONVICTED OF STEALING AN AUTOMOBILE WITHIN THE STATE OF NEW JERSEY was made by Council Member Carrino, seconded by President Tucker and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 7-M-be. A MOTION DIRECTING THAT THE OFFICE OF THE CITY CLERK REQUEST A WRITTEN RESPONSE FROM THE TAX ASSESSOR AND THE TAX COLLECTOR ON THE ADMINISTRATION'S OFFICIAL STANCE REGARDING THE NEWARK RENAISSANCE MALL URBAN RENEWAL INC. PROPERTY LOCATED AT 832-836 BROAD STREET was made by President Tucker, seconded by Council Member Carrino and declared adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.

COMMUNICATIONS AND PETITIONS.

Communications.

- 8-a. The City Clerk presented Communication from Acting Business Administrator Hollar-Gregory, received June 1, 1992, enclosing proposed, "An ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting Parking on Raymond Boulevard." (East Ward)
(Deleting:
Raymond Boulevard
North Side, from Blanchard Street to Raymond Plaza West.

Adding:
Raymond Boulevard
North Side from Blanchard Street to Monroe Street.
North Side, from Jackson Street to Raymond Plaza West)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation)
- A motion directing the City Clerk to place this ordinance on the July 3, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.

- 8-b. The City Clerk presented Communication from Business Administrator Grant, received June 2, 1992, enclosing proposed, "An ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To institute the title of Senior Training Technician in the Department of Administration)."
(Senior Training Technician 1 1/1/91 \$30,949.98 - \$37,237.67
(35 Hours))
(Instituting new title in Department of Administration to more appropriately describe duties and responsibilities of employee serving in position. Old title is common title but number of employees will be reduced by one. Change will result in cost savings to the City. Represented by Newark Council 21, Civil Service Association).
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion to defer action on this ordinance was made by the Council of the Whole and adopted by President Tucker by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 8-c. The City Clerk presented Communication from Business Administrator Grant, received June 8, 1992, enclosing proposed, "An ordinance granting permission to New Jersey Institute of Technology to construct within the City of Newark's utility right-of-way easement on lands of New Jersey Institute of Technology created by Ordinance 6-S & F-f, dated May 1, 1991." (Central Ward)
(To construct an entrance gate and monument on City of Newark right-of-way utility easement)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- A motion directing the City Clerk to place this ordinance on the July 8, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.
- 8-d. Communication from Business Administrator Grant, received June 8, 1992, enclosing proposed, "An ordinance approving the sale of the premises commonly known as 400-410 Fifteenth Avenue and 290-296 Littleton Avenue (Tax Block 277, Lots 25, 26, 27, 28, 29, 30, 34, 33, 32 and 31, respectively), Newark, New Jersey to Habitat for Humanity Newark, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21 (j).
(1,000.) - (Central Ward)
(Redevelopment into 10-12 units of affordable housing consisting of 8 units of new construction and 2-4 units of rehab for resale to low income families)
(Copy of ordinance and correspondence submitted to each Member of the Council)
- (For action on this item, see Ordinance 6-F-j on page 6 in the minutes of this minute)
- 8-e. The City Clerk presented Communication from Business Administrator Grant, received June 8, 1992, enclosing proposed, "An ordinance approving an amendment to the Urban Renewal Plan for the Newark Plaza N.J.R-58 Urban Renewal Project (14th Amendment), a redevelopment plan for an area generally bounded by the Passaic River; Raymond Plaza West and Ailing Street; Edison Place and Lafayette Street; Broad Street, Mulberry Street, Beaver Street, Commerce Court and Pine Street; Park Place, Cherry Street, and the northerly line of Lot 12 in City Block 130."
(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)
- A motion directing the City Clerk to place this ordinance on the July 8, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.
Absent During Roll Call: Council Members Grant, Harris.

- 8-f. The City Clerk presented Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "An ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation to execute a Deed between the City of Newark and the Township of Vernon for the purpose of re-aligning Canistear Road located in Sussex County, State of New Jersey." (\$8,400.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 8, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Harris.

- 8-g. The City Clerk presented Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To institute the title Affirmative Action Officer and to abolish the title Manager, Office of Affirmative Action in the Office of the Mayor)."
(Affirmative Action Officer 1 1/1/90 \$38,756.00 - \$47,108.00
(Instituting new position title and abolishing old in the Office of the Mayor which replaces a non-standard title with a New Jersey State Department of Personnel approved title. No salary change. Not represented by any bargaining unit).
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Harris.

- 8-h. The City Clerk presented Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "An ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To institute the titles of Carpenter/Mason and Masons Helper in the Department of General Services)."
(Carpenter Mason 1 1/1/92 \$30,345.47 - \$31,903.91 - \$32,896.00
35 Hours
Masons Helper 1 1/1/92 24,503.29 - 26,155.76 - 27,061.87
35 Hours))
(Instituting 2 new titles in the Department of General Services which more appropriately describes duties and responsibilities of two employees currently serving in old titles. Old title is common title. Fiscal Impact approximately \$1,000. Represented by Building Trades Bargaining Committee)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on this ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Harris.

June 17, 1992

8-i.
(A.S.)

The City Clerk presented Proposed "Ordinance amending Section 23:5-4, of Title 23, Traffic and Signals of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulation on Mulberry Street."

(Deleting:

Mulberry Street

West side, from Market Street to Franklin Street.

From 9:30 A.M. to 4:00 P.M.

East Side, from Market Street to McCarter Highway.

From 9:30 A.M. to 4:00 P.M., Monday through Friday.

Adding:

Mulberry Street

Both sides, from Market Street to Lafayette Street.

From 9:30 A.M. to 6:00 P.M.

West side, from Lafayette Street to Franklin Street.

From 9:30 A.M. to 4:00 P.M., Monday through Friday.

East side, from Lafayette Street to McCarter Highway.

From 9:30 A.M. to 4:00 P.M., Monday through Friday.)

(Copy of ordinance submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the July 8, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Harris.

8-j.
(A.S.)

The City Clerk presented Proposed "Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By further pro-rating the payment of stipends for members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment according to the degree of attendance at their meetings)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the July 8, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Harris.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

Communication from Business Administrator Grant, received May 12, 1992, enclosing proposed "Ordinance amending Ordinance 6-S & F-a adopted November 6, 1991 approving the sale of certain lots, tracts or parcels located in the County of Warren and Sussex commonly referred to as the New York Susquehanna Western Railroad Right of Way."

(The Department of Environmental Protection agrees to offer the City of Newark the right of first refusal to repurchase the property should the Department wish to transfer fee title to all or any part of the property at any time subsequent to this conveyance)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Grant, Corporation Counsel Hollar-Gregory and Engineering Director Zach met with the Council June 16, 1992)

June 17, 1992

A motion directing the City Clerk to return this ordinance to Administration, per request of the Law Department was made by the Council of the Whole and adopted by the following votes:

Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.

Absent During Roll Call: Council Members Grant, Harris.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from June 16, 1992 to July 1, 1990:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Livingston Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of New Jersey Inc.	10694
Sacred Heart Church Home and School Association	10695

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Sacred Heart Church Home and School Association	10696
Combined Societies of St. Patrick's	10697
Ironbound Educational and Cultural Center, Inc.	10698
Ironbound Educational and Cultural Center, Inc.	10699

- 11-b. Applications for Street Dedications for ceremonial purposes were approved by President Tucker in accordance with Ordinance 6-S & F-e, January 22, 1992:

None.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Council Members Bradley, Branch, Carrino, Martinez, Rice, Villani, President Tucker.

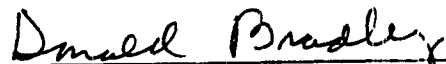
Absent During Roll Call: Council Members Grant, Harris.

This meeting adjourned at 12:35 A.M., Thursday, June 18, 1992.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, June 23, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 10:55 A.M.

President Tucker called the meeting to order and asked for roll call.

Present: Council Members Bradley, Branch, Rice, Villani, President Tucker, City Clerk Robert P. Marasco, Clerk of the Municipal Council, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Carrino, Grant, Harris, Martinez.

(Council Member Harris arrived 11:15 A.M.)

(Council Member Grant arrived 11:49 A.M.)

City Clerk Marasco read letter dated June 18, 1992, from Council President Donald Tucker, calling a special meeting of the Municipal Council for Tuesday, June 23, 1992, at 10:00 A.M., or as soon thereafter as practical in the Conference Room/Council Chamber, City Hall, Newark, New Jersey, to consider the following legislation:

**Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$1,906,137.
(Resolution 7-R-bm (A.S.) deferred June 17, 1992)**

Resolution appointing a Council Member as a Member of the Joint Meeting Maintenance, beginning July 1, 1992 and ending June 30, 1993.

Resolution appointing a Council Member as a Member of the Second River Joint Meeting, beginning July 1, 1992 and ending June 30, 1993.

Resolution appointing a Council Member as a Member of the Central Planning Board, beginning July 1, 1992.

Resolution rescinding Tax Abatement and Financial Agreement approved by Resolution 7-R-cr, March 15, 1989, for First Bellemead Urban Renewal Corporation office tower complex located at 1085-1131 Raymond Boulevard, Block 138 and Block 139, Lot 1, for Entity's failure to satisfy the outstanding affirmative action commitment on the project and for failure to comply with the requirements of the Memorandum of Understanding authorized by Resolution 7-R-bh, April 1, 1992 and executed on May 13, 1992; unless said entity satisfactorily meets its commitments of the Affirmative Action Program.

City Clerk Marasco further read letter dated June 19, 1992, from Council President Donald Tucker, requesting the following legislation be added to the call of the Special Meeting of the Municipal Council, for Tuesday, June 23, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark:

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark, Miscellaneous Revenue, sum of \$13,855., Sexually Transmitted Disease Health Services.

Temporary emergency resolution appropriating \$13,855., Sexually Transmitted Disease Health Services.

Resolution authorizing Director of Engineering to enter into contract with Technical Inspections Inc., for purpose of elevator inspections.

June 23, 1992

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on June 18, 1992, at the time of its preparation. All persons who prepaid for advanced notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

- 7-R-a. (S) Resolution appointing a Council Member as a Member of the Joint Meeting Maintenance, beginning July 1, 1992 and ending June 30, 1993.**

A motion to defer action on the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant, Harris, Martinez.

- 7-R-b. (S) Resolution appointing a Council Member as a Member of the Second River Joint meeting, beginning July 1, 1992 and ending June 30, 1993.**

A motion to defer action on the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant, Harris, Martinez.

- 7-R-c. (S) Resolution appointing a Council Member as a Member of the Central Planning Board, beginning July 1, 1992.**

A motion to defer action on the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant, Harris, Martinez.

A MOTION TO EXCLUDE THE PUBLIC FROM THE SPECIAL MEETING OF JUNE 23, 1992, REGARDING FIRST BELLEMEAD URBAN RENEWAL CORPORATION was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Grant, Harris, Martinez.

Present: Corporation Counsel Gregory, Acting Manager Williams, Taxicab Division and Manager Thornes, Office of Affirmative Action.

(Council Member Harris arrived 11:15 A.M.)

(Council Member Grant arrived 11:49 A.M.)

June 23, 1992

This Executive Session commenced at 11:00 A.M. and ended 12:30 P.M.

- 7-R-d. (S) Resolution rescinding Tax Abatement and Financial Agreement approved by Resolution 7-R-cr, March 15, 1989, for First Bellemead Urban Renewal Corporation office tower complex located at 1085-1131 Raymond Boulevard, Block 138 and Block 139, Lot 1, for Entity's failure to satisfy the outstanding affirmative action commitment on the project and for failure to comply with the requirements of the Memorandum of Understanding authorized by Resolution 7-R-bh, April 1, 1992 and executed on May 13, 1992; unless said entity satisfactorily meets its commitments of the Affirmative Action Program.**

A motion to table the resolution was made by President Tucker, seconded by Council Member Bradley and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Martinez.

- 7-R-e. (S) Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$1,906,137.
(Resolution 7-R-bm (A.S.) deferred June 17, 1992)**

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and failed of adoption by the following votes:

Yes: Council Members Bradley, Branch, Grant, Rice, President Tucker.

Not Voting: Council Members Harris, Villani.

Absent: Council Members Carrino, Martinez.

At this time, Council Member Harris requested his vote be changed from not voting to the affirmative.

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, President Tucker.

Not Voting: Council Member Villani.

Absent: Council Members Carrino, Martinez.

- 7-R-f. (S) Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark, Miscellaneous Revenue, sum of \$13,855., Sexually transmitted disease Health Services.**

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Martinez.

- 7-R-g. (S) Temporary emergency resolution appropriating \$13,855., Sexually Transmitted Disease Health Services; said emergency funds shall be provided in 1992 budget.**

June 23, 1992

A motion to adopt the resolution was made by President Tucker, seconded by Council Member Branch and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Martinez.

7-R-h. (S)

Resolution authorizing Director of Engineering to enter into contract with Technical Inspections Inc, 453 Amboy Avenue, Woodbridge, New Jersey, to serve as elevator subcode on-site inspection agency, for a period of three years, effective July 1, 1992.

A motion to adopt the resolution was made by Council Member Branch, seconded by Council Member Villani and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Martinez.

City Clerk Marasco read memorandum dated June 20, 1992 from Corporation Counsel Hollar-Gregory stating that the below-mentioned resolution can be acted upon at the Municipal Council's special meeting scheduled for this date since it is an emergency, pursuant to N.J.S.A. 10:4-12(b) inasmuch as payment is past due and the City may be found in contempt.

7-R-l. (S)

Temporary emergency resolution appropriating \$63,000., Unclassified Operations, Grant Program-Disallowed Cost; said emergency funds shall be provided for in 1992 budget.

President Tucker directed the City Clerk to communicate with Corporation Counsel Gregory requesting a copy of the audit be forwarded to the Members of the Municipal Council which highlights these disallowed costs.

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Tucker by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Martinez.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and declared adopted by the following votes:

Yes: Council Members Bradley, Branch, Grant, Harris, Rice, Villani, President Tucker.

Absent: Council Members Carrino, Martinez.

This meeting adjourned at 12:40 P.M.

June 23, 1992

APPROVED:



Robert P. Marasco
City Clerk



Donald Tucker
President

June 24, 1992

An adjourned meeting of the rescheduled special meeting of May 26, 1992, and June 10, 1992, of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date, at 10:00 A.M., in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider on public hearing, second reading and final passage the following legislation, which was adopted on First Reading at a special meeting on April 21, 1992:

"AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE TO AMEND TITLE 21, CHAPTER 5, SECTION 3, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED (TO ADJUST SEWER USER CHARGES), 6-S & F-p, adopted September 25, 1990,' BY DELETING SECTION 6, DEALING WITH INCURRED COSTS DUE TO FEDERAL AND STATE REGULATIONS."

City Clerk Marasco called the meeting to order at 11:00 A.M. and asked for roll call.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco stated "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this rescheduled meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

City Clerk Marasco, citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour."

The City Clerk stated this special meeting is adjourned to Wednesday, June 30, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, New Jersey.

This meeting adjourned at 11:03 A.M.

APPROVED:



Robert P. Marasco
City Clerk

Spec. Mtg., 6-24-92

June 30, 1992

An adjourned meeting of the rescheduled special meeting of May 26, 1992, June 10, 1992, and June 24, 1992, of the Municipal Council of the City of Newark, New Jersey, was scheduled for the above date, at 10:00 A.M., in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider on public hearing, second reading and final passage the following legislation, which was adopted on First Reading at a special meeting on April 21, 1992:

"AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, 'AN ORDINANCE TO AMEND TITLE 21, CHAPTER 5, SECTION 3, OF THE REVISED ORDINANCES OF THE CITY OF NEWARK, NEW JERSEY (1966), AS AMENDED AND SUPPLEMENTED (TO ADJUST SEWER USER CHARGES), 6-S & F-p, adopted September 25, 1990,' BY DELETING SECTION 6, DEALING WITH INCURRED COSTS DUE TO FEDERAL AND STATE REGULATIONS."

City Clerk Marasco called the meeting to order at 11:00 A.M. and asked for roll call.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Bradley, Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker.

City Clerk Marasco stated "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this rescheduled meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

City Clerk Marasco, citing the Administrative Code of the City, stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority of the members present, or the Clerk or his designee, may thereupon adjourn the meeting until another day or hour."

The City Clerk stated this item will be placed on the regular meeting, Wednesday, July 8, 1992, at 1:00 P.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, New Jersey. City Hall, Newark, New Jersey.

This meeting adjourned at 11:03 A.M.

APPROVED:



Robert P. Marasco
City Clerk

Spec. Mtg., 6-30-92

6 1543 HR SR
12-05-94 193840

22



Newark, New Jersey, July 8, 1992

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:10 P.M.

The audience arose for the National Anthem.

The invocation was offered by Council Member Ralph T. Grant, Jr.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Ayesha Freeman, Legislative Research Officers Elmer Herrmann and Tom Jones, Public Relations Consultants Delores Wheat and Lois Redisch, Intergovernmental Liaison Joseph Bradley, Lieutenant Edward Lucas and Lieutenant Archie Davison, Sergeants-At-Arms.

Absent: Council Members Carrino, Rice, Tucker.

(Council Member Rice arrived 1:17 P.M.)

(Council Member Carrino arrived 1:19 P.M.)

(Council Member Tucker arrived 1:23 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and the Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on July 1, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Business Administrator, for month of May, 1992.

A motion to approve "Report of Contracts Awarded", recommended by Acting Purchasing Agent and approved by Business Administrator for month of May, 1992, subject to receipt of Resolutions required for contracts which must be awarded by the Municipal Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.
Absent: Council Members Carrino, Rice, Tucker.

- 4-b. The City Clerk presented 1991 Annual Report of Department of Land Use Control.

A motion that the 1991 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.
Absent: Council Members Carrino, Rice, Tucker.

- 4-c. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held May 15, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.
Absent: Council Members Carrino, Rice, Tucker.

July 8, 1992

- 4-d. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaquo-South, held May 15, 1992.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.
Absent: Council Members Carrino, Rice, Tucker.
- 4-e. The City Clerk presented Report of Office of the City Clerk of Statement of Receipts for Fees for year 1991.
- A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.
Absent: Council Members Carrino, Rice, Tucker.
- 4-f. The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held May 21, 1992.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.
Absent: Council Members Carrino, Rice, Tucker.
- 4-g. The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held May 21, 1992.
- A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.
Absent: Council Members Carrino, Rice, Tucker.

BOARD OF ADJUSTMENT APPEAL.

- 4-A-1. The City Clerk read in the Matter of Application of Pierre Martin, Applicant and Owner, to permit in a Second Business Zone, Interior Alterations to an existing basement to be used as two apartments, converting a 6-family dwelling to an 8-family dwelling with insufficient front yard, on-site parking and undersized driveway, on property located at 104-106 Hawthorne Avenue, Newark, New Jersey. (South Ward)
- (Copy of transcript submitted to each Member of the Council)
(33 Appellants)
(Board of Adjustment hearing held May 27, 1992)
(Transcript filed June 22, 1992)
- City Clerk Marasco read the following letter dated July 8, 1992, from Corporation Counsel Hollar-Gregory:
- "The above-referred to matter involves an appeal from the decision by the Board of Adjustment to grant a C Variance. Since the City Council only hears D Variances, this matter should be returned to the Board of Adjustment with the instruction that the appellants be advised of their right to appeal to the Superior Court."
- A motion directing the City Clerk to return the appeal to the Board of Adjustment was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.
Absent: Council Members Carrino, Rice, Tucker.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bradley called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance amending Section 23:2-1, One Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a one-way Street. (East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Department of Transportation, Division of Traffic Engineering)
(Ordinance tabled May 6, 1992)
(Ordinance removed from the table June 3, 1992)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Carrino, Rice, Tucker.

President Bradley: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

6-F-b.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Raymond Boulevard. (East Ward)

(Deleting:
Raymond Boulevard
North Side, from Blanchard Street to Raymond Plaza West.

Adding:
Raymond Boulevard
North Side from Blanchard Street to Monroe Street.
North Side, from Jackson Street to Raymond Plaza West)
(Copy of ordinance and correspondence submitted to each Member of the

Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Carrino, Rice, Tucker.

6-F-c.

The City Clerk read An ordinance granting permission to New Jersey Institute of Technology to construct within the City of Newark's utility right-of-way easement on lands of New Jersey Institute of Technology created by Ordinance 6-S & F-f, dated May 1, 1991. (Central Ward)

(To construct an entrance gate and monument on City of Newark right-of-way utility easement)

(Copy of ordinance and correspondence submitted to each Member of the Council)

July 8, 1992

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Villani,
President Bradley.

Absent: Council Members Carino, Rice, Tucker.

President Bradley: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

(Council Member Rice arrived 1:17 P.M.)

6-F-d.

The City Clerk read An ordinance approving an amendment to the Urban Renewal Plan for the Newark Plaza N.J.R-58 Urban Renewal Project (14th Amendment), a redevelopment plan for an area generally bounded by the Passaic River; Raymond Plaza West and Ailing Street; Edison Place and Lafayette Street; Broad Street, Mulberry Street, Beaver Street, Commerce Court and Pine Street; Park Place, Cherry Street, and the northerly line of Lot 12 in City Block 130.

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Villani,
President Bradley.

Absent: Council Members Carino, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

6-F-e.

The City Clerk read An ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation to execute a Deed between the City of Newark and the Township of Vernon for the purpose of re-aligning Canistear Road located in Sussex County, State of New Jersey. (\$8,400.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Villani,
President Bradley.

Absent: Council Members Carino, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

July 8, 1992

6-F-f.

The City Clerk read An ordinance amending Section 23:5-4, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by revising on-street parking regulation on Mulberry Street. (East Ward)

(Deleting:

Mulberry Street

West side, from Market Street to Franklin Street.

From 9:30 A.M. to 4:00 P.M.

East side, from Market Street to McCarter Highway.

From 9:30 A.M. to 4:00 P.M., Monday through Friday.

(Adding:

Mulberry Street

Both sides, from Market Street to Lafayette Street.

From 9:30 A.M. to 6:00 P.M.

West side, from Lafayette Street to Franklin Street.

From 9:30 A.M. to 4:00 P.M., Monday through Friday.

East side, from Lafayette Street to McCarter Highway.

From 9:30 A.M. to 4:00 P.M., Monday through Friday.)

(Copy of ordinance submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by the Council Member Martinez, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Members Carrino, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

6-F-g.

The City Clerk read An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By further pro-rating the payment of stipends for Members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment according to the degree of attendance at their meetings).

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Members Carrino, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

(Council Member Carrino arrived 1:19 P.M.)

A motion to consider Item 8-i, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Members Carrino, Tucker.

July 8, 1992

6-F-h.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To institute certain position titles and abolish others in the Municipal Courts).

(Municipal Court	1/1/92	\$19,483.90 - \$22,902.02
Attendant	1/1/93	20,263.26 - 23,818.10
(35 Hours)	1/1/94	21,073.79 - 24,770.82

Municipal Court	1/1/92	19,483.90 - 22,902.02
Attendant/	1/1/93	20,263.26 - 23,818.10
Interpreter,	1/1/94	21,073.79 - 24,770.82
Bilingual in Spanish		
and English		
(35 Hours)		

(Instituting two new position titles and abolishing three in Municipal Courts as result of New Jersey Department of Personnel reclassification. Salary range will remain unchanged. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

A motion to consider Item 8-k, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Members Camino, Tucker.

6-F-l.

The City Clerk read An ordinance approving the Redevelopment Plan and Feasibility of Relocation of City Tax Block 2508, Lots 18, 19, 20, 21, 22, 43, 44, 46 and 47 (20-28 College Place, 64-76 Lincoln Street and 137-145 Court Street).

(Central Ward) (Krueger Scott Cultural Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made Council Member Branch, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

A motion to consider Item 8-n (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Camino, Grant, Harris, Martinez, Rice, Villani, President Bradley

Absent: Council Member Tucker.

July 8, 1992

6-F-j.
(A.S.)

The City Clerk read An ordinance authorizing the conveyance of Block 2845, Lot 21, commonly known as 49-63 Dickerson Street to the County of Essex for \$1.00; pursuant to the provision of N.J.S.A. 40A:12-13(b)(1).

(For construction of a new Youth House)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

A motion to consider Item 8-g, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

6-F-k.

The City Clerk read An ordinance repealing Ordinance 6-S & F-h, December 18, 1991, entitled, "An ordinance approving the sale of premises commonly known as 208-210 Rose Street, Block 2658, Lot 46; 212-216 Rose Street Block 2658, Lot 44; 218 Rose Street/2 Chadwick Avenue, Block 2658, Lot 41 and 4 Chadwick Avenue, Block 2658, Lot 40 to Essex County College, pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

A motion to consider Item 9-c, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

July 8, 1992

6-F-I.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To institute the titles of Carpenter/Mason and Mason's Helper in the Department of General Services).

(Carpenter/Mason 1 1/1/92 \$30,345.47 - \$31,903.91 - \$32,896.00
(35 Hours)

Mason's Helper 1 1/1/92 24,503.29 - 26,155.76 - 27,061.87
(35 Hours))

(Instituting 2 new titles in the Department of General Services which more appropriately describes duties and responsibilities of two employees currently serving in old titles. Old title is common title. Fiscal Impact approximately \$1,000. Represented by Building Trades Bargaining Committee)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

A motion to consider Item 8-p (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

6-F-m.
(A.S.)

The City Clerk read An ordinance approving a second amendment to the University Heights Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238, in their entirety.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

At a later time in the meeting, after Speaker 6-HC-a, a motion to consider Items 8-s (A.S.) and 8-t (A.S.), on Ordinances on First Reading was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

6-F-n.
(A.S.)

The City Clerk read A Bond Ordinance providing for payment of amounts owing to others for taxes levied in and by the City of Newark in the County of Essex, State of New Jersey for the Tax Year 1991 and appropriating \$8,500,000. therefore and authorizing the issuance of \$8,500,000. bonds or notes of the City for financing the cost thereof.

MR. MARK EPPS, EXECUTIVE ASSISTANT, FINANCE DEPARTMENT, CITY OF NEWARK, addressed the Members of the Municipal Council indicating the emergent need of having these ordinances passed on first reading on the July 8, 1992, regular meeting of the Municipal Council.

There was a lengthy discussion held by the Members of the Municipal Council.

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a Special Meeting on July 21, 1992.

6-F-o.
(A.S.)

The City Clerk read A Guaranty ordinance of the City of Newark, in the County of Essex, New Jersey, securing the payment of the principal of and interest on certain capital equipment and property and Infrastructure Program Local Unit Guaranteed Lease Revenue Bonds, Series 1992 of the Essex County Improvement Authority in an aggregate principal amount not exceeding \$8,500,000. for the purpose of providing additional security in connection with the Authority's Capital Equipment and Property and Infrastructure Leasing Program.

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a Special Meeting on July 21, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE

President Bradley called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing for the rehabilitation of the North End Branch of the Public Library and appropriating \$1,016,250. therefor authorizing the issuance of \$965,350. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.
(772 Summer Avenue)

July 8, 1992

WHEREAS, the Municipal Council of the City of Newark has determined that it is in the best interest of the public to undertake the improvements to the Northend Branch of the Public Library and all improvements, equipment and appurtenances related thereto (the "Project"); and

WHEREAS, the City may be required to make certain disbursements for the Project prior to the City's issuance of the bonds and/or notes authorized herein, or the receipt of grant moneys appropriated herein and reasonably expects to reimburse its expenditures so incurred and paid prior to the issuance of Bonds or Notes with a portion of the proceeds of said bonds or notes; and

WHEREAS, no funds from sources other than the debt issued for Project costs to be rendered has been or is reasonably expected to be reserved, allocated on a long term basis or otherwise set aside by the City (or any member of the same "Control Group" of the City as set forth and within the meaning of Treasury regulation Section 1.150-1(f)), pursuant to its budget or financial policy, with respect to the expenditure of such Project cost.

WHEREAS, the Municipal Council of the City herein finds that it is in the best interest of the public to undertake the Project as soon as is practical, and therefore the City will be required to expend funds on the Project so it may be undertaken in a timely fashion; and

WHEREAS, prior to the City's issuance of bonds or notes, the City reasonably expects to incur the expenses authorized herein; and

July 8, 1992

WHEREAS, the City has determined to pay said amounts authorized herein, which are not funded, from the Capital Improvement Fund, from the Capital Fund and/or other funds of the City; and

WHEREAS, the Project has a useful life of at least five (5) years; and

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein, and/or the grant moneys appropriated herein; and

WHEREAS, the Municipal Council of the City of Newark, hereby declares that it is the intention of the Governing Body that the Capital Fund and/or other funds of the City be reimbursed for any funds expended on the Project, as herein authorized, prior to the issuance of bonds or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bonds and/or notes and that this declaration, is in accordance with Treasury Regulation Section 1.103-18 and that no action (or inaction) will be an artifice or device in accordance with Treasury Regulations Section 1.103-13(g) or 1.148-9T(g) to avoid, in all or in part, arbitrage, yield or restriction or arbitrage rebate requirements. The proceeds of the bonds used to reimburse the City for Project costs to be reimbursed, will not be used directly or indirectly (i) to "refund" an issue of governmental obligations within the meaning of Section 148 of the Code; (ii) to create or increase the balance of a "Sinking Fund" within the meaning of Treasury Regulations, Section 1.103-13(g) with respect to any obligation of the City, or to replace funds that have been, or will be used for sinking funds purposes; (iii) to create or increase the balance in any "reserve or replacement fund" within the meaning of Treasury Regulations

July 8, 1992

Section 1.103-14(d) with respect to any obligation of the City or to replace funds that have been, are being, or will be so used for reserve and replacement fund purposes; or (iv) to reimburse for any expenditure or payment that was real and paid out of proceeds of any obligation of the City, other than a borrowing from one of its own funds, or funds of a member of the same "Control Group" with in the meaning of Treasury Regulation Section 1.150-1(f)).

WHEREAS, the debt will be issued in an amount not to exceed \$965,350.

WHEREAS, As soon as possible after adoption hereof, in any case within thirty (30) days from the adoption hereof, this ordinance will be filed with the Clerk of the City, at the Municipal Building, and will be available at least until the issuance of the Debt at such location for public inspection upon proper notice during working hours as well as under such other procedures as set forth in applicable state laws governing the availability of records of officials acts of the City.

WHEREAS, The Project costs to be reimbursed with a portion of the proceeds of the Debt will be "Capital Expenditures" in accordance with the meaning of Section 150 of the Code.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriate the sum of \$1,016,250, said sum being inclusive of all appropriations heretofore made therefor including the sum

July 8, 1992

of \$50,900 which is appropriated as the down-payment from the Capital Improvement Fund, said \$50,900 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

Section 2. For the financing of said improvements or purposes and to meet the part of said \$1,016,250 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$965,350 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$965,350 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$965,350, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as

July 8, 1992

permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

<u>Improvement</u> <u>/Acquisition</u>	<u>Estimated</u> <u>Cost</u>	<u>Down</u> <u>Payment</u> <u>(Capital</u> <u>Improvement</u> <u>Fund)</u>	<u>Estimated</u> <u>Maximum</u> <u>Amount of</u> <u>Bonds</u> <u>& Notes</u>	<u>Period</u> <u>of Usefulness</u> <u>(Years)</u>
Project No. 90C-6: Improvements to the North Branch of the Newark Public Library and all improvements, costs, equipment and appurtenances related thereto.	\$1,016,250	\$50,900	\$965,350	15

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

July 8, 1992

(b) The period of usefulness of said purpose is within the limitations of the Local Bond Law taking into consideration the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purpose, as set forth in Section 3 hereof, the period of usefulness is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$965,350 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$50,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

July 8, 1992

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. Any grant or other moneys received for the purpose described in Section 3 hereof, including a L.S.C.A. Grant from the State Library of the State of New Jersey in the amount of \$166,250, which is herein expressly appropriated to the purpose set forth in Section 3 hereof, shall be applied either to the direct payment of the cost of the improvement or to the payment of the obligations issued pursuant to this Ordinance and the amount of the obligation authorized herein for such purpose shall be reduced accordingly.

Section 8. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 9. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 10. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

STATEMENT

Bond ordinance for the Newark Public Library.

July 8, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the public hearing and defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

(Council Member Tucker arrived 1:23 P.M.)

At a later time in the meeting after Ordinance 6-S & F-m, a motion to reconsider this Ordinance was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Harris, Martinez.

MR. JOHN HUDAK, REPRESENTING FROHLING & HANLEY, BOND COUNSEL, GATEWAY I, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council stating that verbal approval of the debt statement had been received from the Division of Local Government Services.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Harris, Martinez.

President Bradley: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider Resolution 7-R-cp-4 (A.S.) , at this time was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

**7-R-cp-4.
(A.S.)**

Resolution recognizing and commending Honorable Donald Tucker, Councilman-At-Large, for his highly productive and successful tenure as President of the Newark Municipal Council.

Council Member Grant, on behalf of the Members of the Municipal Council, read and presented a suitably inscribed resolution to Council Member Tucker.

Council Member Tucker thanked the Members of the Municipal Council for presenting him this honor.

(For further action on this item see Resolution 7-R-cp-4 on page 54 in the minutes of this meeting)

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Law and establishing salaries therefor," (6-S & F-g) adopted May 4, 1977, as amended and supplemented (To abolish the title of Office Supervisor in the Department of Law.)

(Abolishing title in Law Department which is no longer required.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating positions in the Department of Law and establishing salaries therefor," (6S&Fg) adopted May 4, 1977, as amended and supplemented be amended to abolish the following title: - 17 -

July 8, 1992

POSITION

Office Supervisor
4870 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, are hereby appealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

This title is no longer required for use by the Department.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Tucker: The yeses are nine, the noes are none and none absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Development" (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To institute the title of Office Supervisor and to abolish the title of Coordinator, Administrative Services in the Department of Development).

(Instituting new title and abolishing old to better serve needs of Department. Change will result in cost savings for City. Represented by Newark Council #21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance creating the positions in the Department of Development" (6S&FZ) adopted July 16, 1986 as amended and supplemented be amended to create the following title:

POSITION

Office Supervisor 1 1/1/92 \$33,932.98 - \$40,880.22
4870 (35 Hrs.)

July 8, 1992

SECTION 2. Section 1 of an aforementioned ordinance be further amended to abolish the following title:

POSITION

Coordinator, Administrative Services
1349 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

Presently the needs of the Department would be better facilitated by the duties and responsibilities of an Office Supervisor rather than Coordinator, Administrative Services.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the Intersection of Mulberry Street and Clinton Street. (East Ward)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,
NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

Intersection:
Mulberry Street and Clinton Street

Right Turn On Red Prohibition
East on Clinton Street to South on Mulberry Street.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

July 8, 1992

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance prohibits any motorist from making a right turn on red at the intersection of Mulberry Street and Clinton Street.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

President Bradley: The yeases are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:3-5, No Turn on Red, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by regulating right turns on red at the intersection of Ferry Street and Hawkins Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:3-5, No Turn On Red of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be amended by adding thereto the following:

Intersection:
Ferry Street and Hawkins Street

Right Turn On Red Prohibition
All Right Turns, 7:00 a.m. to 5:00 p.m School days

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance prohibits any motorist from making a right turn on red at the intersection of Ferry Street and Hawkins Street during school hours.

July 8, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

President Bradley: The yeases are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 21, Sewers and Sewage Disposal, by creating Chapter 6, to establish Rules and Regulations for the Discharging of Waste Waters Into Treatment Facilities of the Joint Meeting and to regulate and control the use of Public Sewers and to establish Rights of Inspections.

WHEREAS, on January 22, 1963, a directive was issued to the Joint Meeting by the Department of Health of the State of New Jersey under the provisions of R.S. 58:12-2 ordering the Joint Meeting to improve its sewage treatment facilities in order that the sewage received therein be cared for, treated and disposed of, and the effluent discharged into the Arthur Kill in a manner approved by the State Department of Health; and

WHEREAS, said aforesaid directive was amended in certain details on March 21, 1967; and

WHEREAS, the Federal Clean Water Act Amendments of 1977, P.L. 95-217, as amended, the N.J. Water Pollution Control Act, N.J.S.A. 58:10A-1 and the N.J. Pretreatment Act, N.J.A.C. 58:11-49, 1972 have resulted in an unprecedented program of cleaning up our Nations' waters; and

WHEREAS, the Joint Meeting has already made and will continue to make a substantial financial investment in its waste water treatment system to achieve the goals of the Act; and

July 8, 1992

WHEREAS, the Joint Meeting seeks to provide for the use of its treatment works by industries and others served by it without damage to the physical facilities, without impairment of their normal function of collecting, treating and discharging domestic waste water, and without the discharge by the Joint Meeting treatment facilities of pollutants which would violate the discharge allowed under its New Jersey Pollutant Discharge Elimination System (NJPDES) permit, rules of the system conveying and treating its waste, and the applicable rules of all governmental authorities with jurisdiction over such discharges; and

WHEREAS, said Joint Meeting is a partnership of municipalities consisting of the City of East Orange, the Township of Hillside, the Township of Irvington, the Township of Maplewood, the Township of Millburn, the City of Newark, the Borough of Roselle Park, the Township of Union and the Township of West Orange, operating under an agreement between them dated June 1, 1926 under the authority of R.S. 40:63-68, et. seq., which agreement was thereafter amended and supplemented, the last supplemental contract having been entered into on October 19, 1967; and

WHEREAS, since the date of said last mentioned supplemental contract, the United States of America, through the Environmental Protection Agency (EPA), and the State of New Jersey, through the Department of Environmental Protection and Energy (DEPE) have made grants to the Joint Meeting to help defray part of the cost of construction of the necessary treatment facilities that will result in the treatment of sewage in accordance with the requirements of said respective EPA and DEPE; and

WHEREAS, in order to be eligible to receive the specified funds for under said grants, certain conditions are required to be met; and

WHEREAS, Special Grant Condition Number 7 of the Federal Grant requires adoption of pretreatment requirements (Sewer Use Ordinance) by all municipalities contributing wastes to the treatment facilities; and

July 8, 1992

WHEREAS, the Joint Meeting has requested its contributing municipalities to adopt a uniform ordinance for the purpose aforesaid; and

WHEREAS, the Joint Meeting has adopted and will continue to adopt from time to time Rules and Regulations governing the use of its sewer and treatment facilities;

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1: Title 21, Sewers and Sewage Disposal, Chapter 6, Adoption of Rules and Regulations of the Joint Meeting, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby amended and supplemented to read as follows:

CHAPTER 6: JOINT MEETING OF ESSEX AND UNION COUNTIES

1. ADOPTION OF RULES AND REGULATIONS OF THE JOINT MEETING

That the Rules and Regulations of the Joint Meeting adopted on December 20, 1984 and as same are modified from time to time are hereby adopted by the City of Newark as if fully set forth herein as Rules and Regulations governing the municipal sewer facilities in the Joint Meeting of Essex and Union Counties service area as well as the Joint Meeting Facilities.

2. ENFORCEMENT PROCEDURES

A. Whenever the Joint Meeting finds that any person (as defined in said rules and regulations) has violated or is violating this Ordinance, or any prohibition, limitation or requirement contained herein, the Joint Meeting may serve upon such person a written notice stating the nature of the violation and providing a reasonable time, not to exceed thirty (30) days, for the satisfactory correction thereof. If the violation is not corrected by timely compliance, the Joint Meeting may order any person who causes or allows an unauthorized discharge to show cause before the Joint Meeting and City of Newark why service should not be terminated. A notice shall be served on the offending party,

July 8, 1992

specifying the time and place of a hearing to be held by the Joint Meeting and City of Newark regarding the violation, and directing the offending party to show cause before the Joint Meeting and City of Newark why an order should not be made directing the termination of service. The notice of the hearing shall be served personally or by registered or certified mail (return receipt requested) at least ten (10) days before the hearing.

The Joint Meeting and City of Newark may itself conduct the hearing and take the evidence, or may designate any of its members or any officer or employee to:

B. Issue in the name of the Joint Meeting and City of Newark notice of hearings requesting the attendance and testimony of witnesses and the production of evidence relevant to any matter involved in any such hearings;

C. Take the evidence;

D. Transmit a report of the evidence and hearing, including transcripts/-records and other evidence, together with recommendations to the Joint Meeting and City of Newark for action thereof.

At any public hearing, testimony taken before the Joint Meeting and City of Newark or any person designated by it, must be under oath and recorded either by the hearing officer in a summary manner or stenographically. In the latter case, the transcript, so recorded, will be made available to any member of the public upon payment of the usual charges therefore. After the Joint

Meeting and City of Newark have reviewed the evidence, they may issue an order to the party responsible for the discharge directing that, following a specified time period, the sewer service be discontinued unless adequate treatment facilities, devices or other related appurtenances are properly operated, and such further orders and directives as are necessary and appropriate.

Any discharge in violation of the substantive provisions of this Ordinance or an Order of the Joint Meeting shall be considered grounds for legal action. If any person discharges sewage, industrial wastes or other wastes into the treatment facilities contrary to the substantive provisions of this Ordinance or any Order of the Joint Meeting, the Executive Director of the Joint Meeting shall commence an action for injunctive relief and appropriate legal damages in the Superior Court of the respect County.

E. The Joint Meeting and/or City of Newark may suspend the waste water treatment service [and/or the Non-domestic Waste Water Discharge Permit] when such suspension is necessary, in the opinion of the Joint Meeting and/or City of Newark, in order to stop an actual or threatened discharge which presents or may present an imminent or substantial endangerment to the health or welfare of persons, to the environment, causes interference to the POTW or causes the Joint Meeting and/or City of Newark to violate any condition of its NJPDES Permit.

Any person notified of a suspension of the waste water treatment service (and/or the Non-domestic Waste Water Discharge Permit) shall immediately stop or eliminate the contribution. In the event of a failure of the persons to comply voluntarily with the suspension order, the Joint Meeting and/or City of Newark shall take such steps as are deemed necessary, including immediate severance of the sewer connection, to prevent or minimize damage to the POTW system or endangerment to any individuals. The Joint Meeting and/or City of Newark shall reinstate [the

Non-domestic Waste Water Discharge Permit and/or] the waste water treatment service upon proof of the elimination of the non-complying discharge. A detailed written statement submitted by the discharger describing the causes of the harmful contribution and the measures taken to prevent any future occurrence shall be submitted to the Joint Meeting and/or City of Newark within fifteen (15) days of the date of occurrence.

3. **VIOLATIONS: PENALTIES**

Any person who is found to have violated an Order of the Joint Meeting and/or City of Newark or who willfully or negligently fails to comply with any provision of this Ordinance, and the orders, rules and regulations issued hereunder shall be subject to a fine of not more than ONE THOUSAND (\$1,000.00) DOLLARS or imprisonment not to exceed ninety (90) days, or both for each offense. Each day on which a violation shall occur or continue shall be deemed a separate and distinct offense. In addition to the penalties provided herein, the Joint Meeting and City of Newark may recover reasonable attorneys' fees, court costs, court reporters' fees and other expenses of litigation by appropriate suit at law against the person(s) found to have violated this Ordinance or the Orders, rules and regulations issued hereunder. In addition, also, to the penalties previously provided herein, the Joint Meeting and its tributary municipalities may recover reasonable costs expended to rectify damages to its treatment process, sewer lines, catch basin, manholes and other appurtenances caused as a result of violations of this Ordinance.

4. **SEVERANCE CLAUSE**

If any provision, paragraph, work, section, or article of this Ordinance is invalidated by any Court of competent jurisdiction, the remaining provisions, paragraphs, words, sections and articles shall not be affected and shall continue in full force and effect.

SECTION 2: All Ordinances and parts of Ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 3: This Ordinance shall take effect upon final passage and publication as provide by law.

STATEMENT

This Ordinance will allow the regulations of the Joint Meeting of which the City of Newark is a member to be enforced in the City of Newark.

July 8, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Members Harris, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by requiring the Taxicab Commission, Alcoholic Beverage Control Board, Central Planning Board, Board of Adjustment and the Rent Control Board to submit copies of their minutes to the Office of the City Clerk within thirty (30) days of their meeting.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Section 3, Paragraph E of Ordinance 6 S F&f (S-1) adopted July 16, 1986, Taxicab Commission of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is further amended to read as follows:

* * * * *

E) To hold hearings and make determinations, after a review of the recommendations of the manager, division of taxicabs, with respect to complaints received incident to the taxicab business. Any such final determination shall be appealable to the business administrator. The Taxicab Commission shall submit copies of its minutes from all meetings summarizing member attendance and determinations within thirty (30) days from said meetings to the Office of the City Clerk.

Section 2. Section 4, paragraph D of Ordinance 6 S F&f (S-1) adopted July 16, 1986, Board of Alcoholic Beverage Control, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is further amended to read as follows:

* * * * *

D) The Board of Alcoholic Beverage Control shall have and exercise all the powers conferred upon and the duties and functions prescribed for municipal board of alcoholic beverage control under Title 33 of the Revised Statutes of New Jersey as amended and supplemented. The Board of Alcoholic Beverage Control shall submit copies of its minutes from all meetings summarizing member attendance and determinations within thirty (30) days of said meetings to the Office of the City Clerk.

* * * * *

July 8, 1992

Section 3. Section 8, Paragraph A of Ordinance 6 S&Fk(S-1) adopted July 16, 1986, Central Planning Board, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is further amended to read as follows:

A) For the purposes of general administrative procedures, the Central Planning Board and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control, and shall be subject to the oversight of the Director thereof. The Central Planning Board shall submit copies of its minutes from all meetings summarizing member attendance and determinations within thirty (30) days of said meetings to the Office of the City Clerk.

* * * * *

Section 4. Section 9, Paragraph A of Ordinance 6 S&Fk(S-1) adopted July 16, 1986, Board of Adjustment, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is further amended to read as follows:

A) For the purposes of general administrative procedures, the Board of Adjustment and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control and shall be subject to the oversight of the Director thereof. The Board of Adjustment shall submit copies of its minutes from all meetings summarizing member attendance and determinations within thirty (30) days of said meetings to the Office of the City Clerk.

* * * * *

Section 5. Section 10, Paragraph A of Ordinance 6 S&Fk(S-1) adopted July 16, 1986, Rent Control Board, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is further amended to read as follows:

A) For the purposes of general administrative procedures, the Rent Control Board and such staff as it may be empowered by law to name, shall be located within the Department of Land Use Control, and shall be subject to the oversight of the Director thereof. The Rent Control Board shall submit copies of its minutes from all meetings summarizing member attendance and determinations within thirty (30) days of said meetings to the Office of the City Clerk.

* * * * *

Section 6. Any ordinances or parts thereof inconsistent with the provisions herein be and are hereby repealed.

Section 7. This ordinance shall take effect upon final passage and publication as provided by law.

STATEMENT

This ordinance requires the Taxicab Commission, Alcoholic Beverage Control Board, Central Planning Board, Board of Adjustment and Rent Control Board to submit copies of their minutes to the Office of the City Clerk within thirty days of their meetings.

July 8, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Canino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Member Tucker.

President Bradley: The yeases are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Mount Pleasant Avenue as a one-way street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

**Mount Pleasant Avenue
Southbound from Harvey Street to Clay Street.**

And by adding thereto:

Mount Pleasant Avenue, southbound, from Oriental Street to Clay Street.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance changes the one-way designation on Mount Pleasant Avenue, making Mount Pleasant a one-way from Oriental Street to Clay Street.

July 8, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Elranch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

President Bradley: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of the premises commonly known as 400-410 Fifteenth Avenue and 290-296 Littleton Avenue (Tax Block 277, Lots 25, 26, 27, 28, 29, 30, 34, 33, 32, and 31, respectively), Newark, New Jersey, to Habitat for Humanity Newark, Inc., pursuant to the provisions of N.J.S.A. 40A:12-21(j).

WHEREAS, the City of Newark has determined that 400-410 Fifteenth Avenue and 290-296 Littleton Avenue (Tax Block 277, Lots 25, 26, 27, 28, 29, 30, 34, 33, 32 and 31, respectively) are city owned properties located within the Central Ward that are not needed for municipal purposes; and

WHEREAS, Habitat For Humanity Newark, Inc., a duly incorporated nonprofit organization of the State of New Jersey, having its offices at 294-1/2--298 South Orange Avenue, Newark, New Jersey 07103 has submitted a proposal (attached as Exhibit A) to the Department of Development to undertake the redevelopment of 400-410 Fifteenth Avenue and 290-296 Littleton Avenue (Tax Block 277, Lots 25, 26, 27, 28, 29, 30, 34, 33, 32 and 31, respectively), hereinafter referred to as the "project area," into 10-12 units of affordable housing [consisting of 8 units of new construction and 2-4 units of rehabilitation] for resale to low income families; and

WHEREAS, the City of Newark, pursuant to the statutory authority provided in N.J.S.A. 40A:12-21(j), may authorize a private sale and conveyance of city owned property not needed for municipal uses for nominal consideration to any duly incorporated nonprofit organization for the purpose of building or rehabilitating residential property for resale; and

WHEREAS, a preliminary investigation indicates that Habitat For Humanity Newark, Inc. possesses the proper qualifications, financial resources and other necessary capacity to acquire and develop the project area in accordance with all appropriate state laws, municipal ordinances and regulations promulgated therewith; and

July 8, 1992

WHEREAS, the Department of Development has concluded that the proposed project is consistent with the city's redevelopment plans and projections for the area.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The premises commonly known as 400-410 Fifteenth Avenue and 290-296 Littleton Avenue (Tax Block 277, Lots 25, 26, 27, 28, 29, 30, 34, 33, 32 and 31, respectively) on the Official Tax Map and Tax Duplicate (Year 1992) of the City of Newark, New Jersey are not needed for public purposes by the City of Newark.
2. The premises commonly known as 400-410 Fifteenth Avenue and 290-296 Littleton Avenue (Tax Block 277, Lots 25, 26, 27, 28, 29, 30, 34, 33, 32 and 31, respectively) shall be sold to Habitat For Humanity Newark, Inc. a nonprofit corporation of the State of New Jersey by private sale for the total amount of One Thousand Dollars (\$1000.00) pursuant to the provisions of N.J.S.A. 40A:12-21(j).
3. The Acting Director of the Department of Development shall be authorized to execute a Contract and Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and acknowledged by the City Clerk with limitations as provided by statute.
4. The Deed and Contract of Sale shall contain a provision to require the grantee to apply any profits from the resale of the subject property in accordance with the statute.
5. A copy of the executed deed and contract shall be placed on file in the Office of the City Clerk and in the Law Department.
6. This ordinance shall take effect upon publication and passage according to law.

STATEMENT

Passage of this ordinance will permit the City of Newark to sell property located in the Central Ward to a nonprofit developer to build for resale 10-12 units of affordable housing.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

President Bradley: The yeses are eight the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

July 8, 1992

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance to amend Title 21, Chapter 5, Section 3, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented. (To adjust sewer charges), 6-S & F-p, adopted September 25, 1990," by deleting Section 6, dealing with incurred costs due to federal and state regulations.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 6 of Ordinance 6-S & F-p adopted September 25, 1990 of Title Twenty-One, Sewer and Sewerage Disposal, Chapter 5 User Charges, Section 3, Rates for Sewer User Charges, of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented be and is hereby repealed in its entirety.

Section 2. Title Twenty-One, Sewer and Sewerage Disposal Chapter 5, User Charges, Section 3, Rates For Sewer User Charges, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented, be and is hereby amended to read in its entirety as follows:

21:5-3. Rates of sewer user charges.

(a) Large scale residential, industrial, commercial, tax abated and tax exempt users. All large scale residential, industrial, commercial, tax abated and tax exempt users of municipal wastewater facilities shall be billed for such use on two bases. For purposes of this ordinance, such users shall be defined as all users identified as such by the regional sewer authority pursuant to the regulations of the United States Environmental Protection Agency, 35.929-1(b)(4).

- (1) Twice a year, each such user shall be billed for its share of the operating and maintenance costs borne by the regional sewer authority in the treatment of wastewater. These billings shall be based on a method of calculation approved by the United States Environmental Protection Agency which shall at a minimum reflect the volume of waste and the strength of that waste as measured by the parameters of biochemical oxygen demand (BOD) and suspended solids (SS) per unit volume. Calculation of the amount to be billed shall be done by the regional sewer authority, who shall present the bills to the City of Newark for distribution and collection of payments. Bills payable pursuant to this subsection shall be presented to the affected users on January 15th and July 15th of each year, or as soon as is practicable thereafter. Such bills shall be due and payable upon presentation.

- (2) In addition to such bills as payable pursuant to subsection (a)(1) of this ordinance, all large scale residential, industrial, commercial, tax abated and tax exempt users shall also be billed periodically for all other costs associated with the collection, transmission and treatment of wastewater.
- (i) As payment for their share of such other costs, such users shall pay a local sewer user charge to be billed at a rate of \$5.10 per 1,000 cubic feet of water supplied by the city.
 - (ii) As an alternative to (i), any such property owner may install metering equipment on his premises to measure the actual flow of sewerage into public wastewater facilities. The responsibility for the purchase, installation, and proper functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The local sewer user charge for property owners who elect direct actual metering shall be \$5.10 per metered 1,000 cubic feet of sewerage.
 - (iii) Property owners who are subject to the terms of this section and who obtain water, either in whole or in part from sources other than the city, shall provide, and maintain at their own expense, water or sewage meters which shall register the total discharge of sewerage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operation. The local sewer user charge for these properties shall be \$5.10 per 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the city.
 - (iv) In the event that a property owner who is subject to the terms of this section shall prove to the satisfaction of the Director of Engineering that there is no substantial relation between the intake of water at the property, regardless of its source, and the output of sewage from the property, and if it be determined by Director of Engineering that it is not practicable to measure sewage emanating from the property by meters, then the property owner may elect to pay a user charge based upon engineering studies supported by substantial evidence. All such studies must be approved by the Director of Engineering and shall be subject to his periodic review.

- (v) In no event shall any property owner who is subject to the terms of this section utilizing municipally controlled sewers pay a local sewer user charge of less than \$10.20 per quarter.

(b) In addition to such bills as payable pursuant to subsection 1-a of this ordinance, all large scale residential, industrial, commercial, tax abated and tax exempt users shall also be billed periodically for all other costs associated with the collection, transmission and treatment of waste water.

- (1) As payment for their share of such other costs, such users shall pay a local sewer user charge to be billed for water supplied by the city:

at a rate of \$9.17 per 1000 cubic feet for 1990;
at a rate of \$10.27 per 1000 cubic feet for 1991;
and thereafter

- (2) As an alternative to (1), any such property owner may install metering equipment on his premises to measure the actual flow of sewerage into public wastewater facilities. The responsibility for the purchase, installation and power functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The local sewer user charge for property owners who elect direct actual metering shall be based on 1000 cubic feet of sewerage. The rates shall be:

at a rate of \$9.17 per 1000 cubic feet for 1990;
at a rate of \$10.27 per 1000 cubic feet for 1992;
thereafter

- (3) Property owners who are subject to the terms of this section and who obtain water, either in whole or in part from sources other than the City, shall provide, and maintain at their own expense, water or sewerage meters which shall register the total discharge of sewerage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operation. The local sewer user charge for these properties shall be based on 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the City. The rates shall be:

at a rate of \$9.17 per 1000 cubic feet
for 1990;
at a rate of \$10.27 per 1000 cubic feet
for 1991;
and thereafter

- (4) In the event that a property owner who is subject to the terms of this section shall prove to the satisfaction of the Director of Engineering that there is no substantial relation between the intake of water at the property, regardless of its source, and the output of sewage from the property, and if it be determined by the Director of Engineering that it is not practicable to measure sewage emanating from the property by meters, then the property owner may elect to pay a user charge based upon engineering studies supported by substantial evidence. All such studies must be approved by the Director of Engineering and shall be subject to his periodic review.
- (5) In no event shall any property owner who is subject to the terms of this section utilizing municipally controlled sewers pay a local sewer user charge of less than:
 - a rate of \$18.33 per quarter for 1990;
 - a rate of \$20.54 per quarter for 1991;
 - and thereafter

Section 3. That Title 21, Sewer and Sewage Disposal, Chapter 5, User Charges, Section 3 Rates of Sewer User Charges, paragraph (b) All Other Sewer System Users, subsections 1, 2, 3 and 5 are amended to read in its entirety as follows:

(b) All other sewer system users.

- (1) Users of municipal wastewater facilities shall be billed for water supplied by the City. The rate:
 - shall be \$12.06 per metered 1000 cubic feet for 1990;
 - shall be \$13.51 per metered 1000 cubic feet for 1991; and thereafter
- (2) As an alternative to A, any property owner may install metering equipment on his premises to measure the actual flow of sewage into the public wastewater facilities. The responsibility for the purchase, installation, and proper functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The user charge for property owners who elect direct actual metering shall be based on 1,000 cubic feet of sewage. The rates:
 - shall be \$12.06 per metered 1000 cubic feet for 1990;
 - shall be \$13.51 per metered 1000 cubic feet for 1991; and thereafter

July 8, 1992

- (3) Property owners who obtain water, either in whole or in part from sources other than the City, shall provide, and maintain at their own expense, water or sewage meters which shall register the total discharge of sewage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operations. The user charge for these properties shall be based on 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the City. The rates:

shall be \$12.06 per metered 1000 cubic feet for 1990;

shall be \$13.51 per metered 1000 cubic feet for 1991; and thereafter

- (4) In no event shall any property owner utilizing municipally controlled sewers pay a user charge of:

less than \$24.12 per quarter for 1990;

less than \$27.02 per quarter for 1991;

and thereafter

Section 4. Any prior ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

Section 5. This ordinance shall take effect on final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

An ordinance to repeal Section 6 of Ordinance 6-S & F-p adopted September 25, 1990.

President Bradley called for those desiring to be heard on the ordinance to approach the roll, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance on second reading and final passage and was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

ORDINANCES ON SECOND READING AND FINAL PASSAGE

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance to amend Title 2, Administration, Chapter 14, Personnel Practices and Policies, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to clarify Municipal Sick and Vacation Leave Policy for Elected Officials.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

A motion to table the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

6-S & F-l.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey. (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Government Services)

(Public Hearing Closed)

A motion to amend the ordinance by changing the Project Number from 90C4 to 90C7 for this project was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

The City Clerk: The amendment to the ordinance will be advertised in accordance with law and a public hearing will be held on this ordinance on August 5, 1992, at 1:00 P.M. in this Chamber.

6-S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street.

(West Ward)

(Kerrigan Boulevard and Ivy Street: stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

(Public Hearing Closed)

July 8, 1992

A motion to defer action on the ordinance on second reading and final passage awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

Hearings of Citizens.

6-HC-a.

MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the education of youth within the City of Newark.

Council Member Tucker indicated he is opposed to legislation supporting segregation of school districts

6-HC-b.

MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to job descriptions for the Program Monitor and Analyst and the Coordinator for contractual Operations for the AIDS Program in the Department of Health and Human Services.

President Bradley directed the City Clerk to extract verbatim transcript of remarks made by Mr. Hurtz and forward to Business Administrator Grant and Acting Essex County Prosecutor Mulvihill.

6-HC-c.

MS. JOANN KENDRICK, 502 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council requesting Sarah Vaughan's name be placed on the marquee outside Symphony Hall and that the Newark Boys' Chorus be allowed to sing in stone park across from Symphony Hall.

6-HC-d.

MARYAM BEY, 247 WEST END AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the Education of youth in the City of Newark.

There was a lengthy discussion held by the Members of the Municipal Council.

6-HC-e.

MR. JAMES A. SOUDER, JR., 893 BROADWAY, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to limited resources within the Newark School System.

The speaker also noted the high cost of Water/Sewer rates in the City.

There was a lengthy discussion held by the Members of the Municipal Council.

6-HC-f.

MS. CHARON J.W. MOTAYNE, 92 SOMERSET STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council requesting help in obtaining Community Development Block Grant funds for the security program at High Park Gardens.

6-HC-g.

MR. WILLIAM WALLCE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY, addressed the Members of the Municipal Council with respect to the high cost of sludge removal within the City of Newark.

A motion to allow Mr. Emory Pearce to be heard under "Hearings of Citizens" was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

6-HC-h.

MR. EMORY PEARCE, 105 SOUTH 7TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council congratulating Honorable Donald Bradley on his recent appointment as President of the Municipal Council.

The speaker also noted the rise of juveniles stealing cars within the City of Newark.

A motion to allow Mr. Emory Pearce to be heard under "Hearings of Citizens" was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 6-HC-I. MS. ALLIE YOUNG, 221 OSBORNE TERRACE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to the education and summer activities of youth within the City of Newark.

- 6-HC-J. MR. JAMES E. GAINES, 25 CLIFTON AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council requesting assistance and support for the Collonade Apartments First Annual Inner City Youth Day Camp Program.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1 1/2"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-b. Resolution ratifying and authorizing Mayor and Business Administrator to file application with the United States Department of Housing and Urban Development, for Community Development Block Grant, in amount of \$12,398,000., \$239,000. program income anticipated, totalling \$12,637,000. for Fiscal Year 1992. (May 1, 1992 to April 30, 1993)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for July 14, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room/Council Chamber, City Hall, was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-c. Resolution ratifying and authorizing Business Administrator to enter into contract with Sattellite Products, Inc., 3856 Park Avenue, Edison, New Jersey 08820, to provide Fasteners (Traffic and Signals and Division of Motors), for period February 1, 1992 to December 31, 1992, in amount not to exceed \$5,000., pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-12 (State Contract).**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

7-R-d.

Resolution ratifying and authorizing Business Administrator to enter into contract with Paper Plus, Inc., P.O. Box 240, 600 Federal Boulevard, Carteret, New Jersey 07008, to provide Curbside Recycling Containers with Silk Screening, for period September 1, 1991 to August 31, 1992, in amount not to exceed \$11,242., funds provided in Division of Sanitation; pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-12 (State Contract).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-e.

Resolution authorizing Mayor and Director, of Development to accept grant, enter into and execute contract with U.S. Department of Housing and Urban Development to implement Home Program, in amount of \$7,150,000.; no expenditure of funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-f.

Resolution authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at Public Auction, held June 18, 1992, listed on attached Exhibits A and B, for sum of \$713,128., to highest bidders, pursuant to Resolution 7-R-R, adopted June 3, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

(First Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-g.

Resolution authorizing Director of Engineering to apply for and accept grant in amount of \$500,000., from State Department of Transportation, State Aid to Municipalities, under New Jersey Trust Fund Authority Act, to be used for the Doremus Avenue Reconstruction Project, from Port Street to Route 1 & 9.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-h.

Resolution authorizing Director of Engineering to apply for and accept grant in amount of \$14,000., from State Department of Transportation, State Aid to Municipalities, under New Jersey Trust Fund Authority Act, to be used for Truck Route Signs (Phase II) in various locations in the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

7-R-i.

Resolution authorizing Director of Engineering to apply for and accept grant in amount of \$1,100,000., from State Department of Transportation, State Aid to Municipalities, under New Jersey Trust Fund Authority Act, to be used for the Resurfacing of Irvine Turner Boulevard and Various Streets in the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-j.

Resolution authorizing Director of Engineering to apply for and accept grant in amount of \$50,000., from State Department of Transportation, State Aid to Municipalities, under New Jersey Trust Fund Authority Act, to be used for the Doremus Avenue Reconstruction Project, from Route 1 & 9 to Port Street .

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-k.

Resolution authorizing Mayor and Director of Engineering to execute Contract 92-02, Resurfacing of Various Streets in the City of Newark, with Granada Corp., 147 Thomas Street, Newark, New Jersey 07114, lowest responsible bid submitted, for total sum of \$520,661.49. (Contract to be completed 120 days from Notice to Proceed)

(Bergen Street, Section 2; Central Avenue; Clifton Avenue; First Street and McClellan Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-l.

Resolution authorizing Director of Engineering to file, accept and execute a 1992 Community Forestry Challenge Grant in New Jersey, in amount of \$2,300., to fund a tree planting project at University High School; matching funds in amount of \$2,300. will be provided by City representing 50% of project cost.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-m.

Resolution authorizing Director of Engineering to execute Contract 92-05, Pavement Markings on Various Streets in the City of Newark, with Statewide Striping Corporation, 40 South Jefferson Street, Whippany, New Jersey 07981, lowest responsible bid submitted, in total amount of \$104,100., of which \$75,000., is amount of funds currently available, project should be completed within 120 days of Notice to Proceed, weather permitting.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

- 7-R-n.** Resolution authorizing Director of Engineering to execute Contract 92-01, Resurfacing of Various Streets in the City of Newark, with G.W.S. Contractors, Inc., 105 Fresh Ponds Road, Jamesburg, New Jersey 08831, lowest responsible bid submitted, for total sum of \$618,268.65, contract term is 120 days from Notice to Proceed.

(Chester Avenue, Empire Street, Irvine Turner Boulevard, Mt. Prospect Avenue, Victoria Street, West End Avenue and West Market Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-o.** Resolution ratifying action taken by Director of Engineering to secure services of United Gunite Construction Co., Inc., 102 Welland Avenue, Irvington, New Jersey 07111, lowest responsible proposal submitted, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with United Gunite Construction Co., Inc., for emergency sewer repair on Sixth Avenue in the vicinity of Fifth Street, for total sum of \$53,553.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-p.** Resolution ratifying action taken by Director of Engineering to secure services of United Gunite Construction Co., Inc., 102 Welland Avenue, Irvington, New Jersey 07111, lowest responsible proposal submitted, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with United Gunite Construction Co., Inc., for emergency sewer repair on 16th Avenue between South 12th and South 15th Streets, for total sum of \$62,300.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-q.** Resolution ratifying action taken by Director of Engineering to secure services of LaFera Contracting Co., 149 Verona Avenue, Newark, New Jersey 07104, lowest responsible proposal submitted, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with LaFera Contracting Co., for emergency sewer repair on 16th Avenue and South 13th Street, for total sum of \$60,057.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-r.** Resolution ratifying action taken by Director of Engineering to secure services of LaFera Contracting Co., 149 Verona Avenue, Newark, New Jersey 07104, lowest responsible proposal submitted, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with LaFera Contracting Co., for emergency sewer repair on North 13th Street between Abington Avenue and First Avenue, for total sum of \$57,605.

(Copy of resolution and correspondence submitted to each Member of the Council)

July 8, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-s.

Resolution authorizing Mayor and Director of Health and Human Services to apply for funds from New Jersey State Department of Education, in amount of \$412,092.80, for SuNup/Summer Food Program for Children, for period July 6, 1992 to September 4, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-t.

Resolution amending Resolution 7-R-bc, November 6, 1991, contract with Youth Development Clinic, Inc., to provide high quality ambulatory health services, for period July 1, 1991 to April 30, 1992, in amount of \$37,097.60; funds provided in 1991 Budget; to increase contract amount by \$6,194., totalling \$43,291.60, all other provisions shall remain in full force and effect. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(I))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-u.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Shirley O. Scott, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum salary-\$5,535.60., to be paid from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(I)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-v.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Imran A. Shilleh, M.D., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum salary-\$22,492.92., to be paid from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(I)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

7-R-w.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Margaretta Morgan, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum salary-\$5,535.60., to be paid from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-x.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Youth Development Clinic, Inc., for provision of high quality ambulatory health care services, for period May 1, 1992 to December 31, 1992, in amount of \$38,806.; funds provided in 1992 Budget. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-y.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds in amount of \$159,842. and enter into and execute contract with New Jersey State Department of Health, Communicable Disease Field Program, for period April 1, 1992 to March 31, 1993, for continuation of Sexually Transmitted Disease (STD) Prevention/Training Center (P/T) Center which provides didactic and clinical training in the diagnosis and management of STD's to health care professionals in the Northeastern U.S. (To support two positions in the STD Clinic; Clinic Manager and Principal Medical Technologist, both of whom serve as preceptors for clinical training and lecturers; Secretarial support will be funded as well as teaching and office supplies)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani.

Not Voting: President Bradley.

7-R-z.

Resolution authorizing Director of Finance to issue check in amount of \$12,000., payable to Christine Locke and her attorneys Blume, Vazquez, Goldfaden, Berkowitz and Donnelly, 5 Commerce Street, Newark, New Jersey 07102, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking recovery for personal injuries allegedly sustained as result of negligence by employees of the City of Newark.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Hollar-Gregory met with the Council July 7, 1992)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani.

Not Voting: President Bradley.

7-R-ba.

Resolution authorizing Director of Finance to issue check in amount of \$26,713., payable to Barbara Whack and her attorneys Sinins, Bross and Marum, 201 Washington Street, Newark, New Jersey 07102, upon receipt of all documents deemed necessary by Corporation Counsel; Instituted suit in Superior Court of New Jersey, Law Division, Essex County, seeking damages for personal injuries allegedly sustained as result of automobile accident on October 5, 1987 involving a City vehicle.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Hollar-Gregory met with the Council July 7, 1992)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bb.

Resolution authorizing Director of Finance to issue check in amount of \$338., to Sam Scillieri, refund of 1/4 year's taxes paid at time of closing for purchase of City-owned property located at 454 South 17th Street, Block 320, Lot 35. (Purchaser has complied with conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bc.

Resolution authorizing Director of Finance to issue checks in amount of \$34,244., to individuals listed on Exhibit A, for purchase of City-owned properties, refund of deposits paid at time of auction. (City unable to convey marketable titles)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bd.

Resolution authorizing Director of Finance to issue check in amount of \$4,000., payable to The Nigerian Club of U.S.A., refund of deposit paid at time of closing for purchase of City-owned property known as 646-650 15th Avenue, Block 324, Lot 30. (Former owner allowed to redeem property, pursuant to Court Order.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-be.

Resolution accepting bid of New Jersey Bell, highest responsible bid received, for purchase of City-owned property known as 20-22 Parkhurst Street, Block 2812, Lot 12, for sum of \$7,500.; pursuant to Resolution 7-R-bg, May 6, 1992. (Minimum bid-\$5,000., Capital Improvement \$300,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

7-R-bf.

Resolution amending Resolution 7-R-bv, April 1, 1992, "Resolution authorizing Business Administrator to settle Project No. 01-11-02369 (304-358 Jelliff Avenue-Industrial Park Project), with United States Department of Commerce Economic Development Administration (EDA) for \$71,167., and to execute any and all documents to effect settlement, (EDA requested City return its investment in the project of approximately \$900,000. and Department of Development has negotiated in this settlement figure to close this matter out).", by increasing amount of settlement from \$71,167. to \$95,157.90; all other terms and conditions shall remain in effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bg.

Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$11,000., Handicapped Persons Recreational Opportunities Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bh.

Temporary emergency resolution appropriating \$11,000., Handicapped Persons Recreational Opportunities Program; said emergency funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bi.

Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$2,200., Handicapped Persons Recreational Opportunities Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bj.

Temporary emergency resolution appropriating \$2,200., Handicapped Persons Recreational Opportunities Program; said emergency funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bk.

Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$76,900., Women's Infants and Children's Supplemental Food Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

July 8, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bl.** Temporary emergency resolution appropriating \$76,900., Women's Infants and Children's Supplemental Food Program; said emergency funds shall be provided in 1992 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bm.** Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$94,868., Jobs Training Partnership Act.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bn.** Temporary emergency resolution appropriating \$94,868., Jobs Training Partnership Act; said emergency funds shall be provided in 1992 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bo.** Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$209,674., Jobs Training Partnership Act.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bp.** Temporary emergency resolution appropriating \$209,674., Jobs Training Partnership Act; said emergency funds shall be provided in 1992 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bq.** Temporary emergency resolution appropriating \$40,000., Department of Health and Human Services, Division of Recreation and Cultural Affairs, Other Expenses, Equipment; said emergency funds shall be provided in 1992 budget. (To provide funds at 5 recreation centers)
(Copy of resolution and correspondence submitted to each Member of the Council)

July 8, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Flice, Tucker, Villani, President Bradley.

7-R-br.

Resolution authorizing transfer of funds from Housing and Community Development Act - Sixteenth Year (HCDA XVI) funds, totalling \$174,030.56 (Reduces HCDA Sixteenth Year funds as per HUD directive, due to program income not received, effective December 31, 1991); pursuant to Ordinance 6-S & F-d, April 16, 1980. (Mother Nellie Grier; Housing Assistance; Building Inspections; Economic Development; Development-Director's Office; Grant Accounting; Planning, Salaries and Wages, Other Expenses)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bs.

Resolution designating reserved parking area for handicapped motorists on Kenmore Avenue; north side, beginning 215 feet west of the westerly curblane of Sanford Avenue and extending 25 feet westerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bt.

Resolution designating reserved parking area for handicapped motorists on Walnut Street; south side, beginning 35 feet west of the westerly curblane of Pacific Street and extending 29 feet westerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bu.

Resolution designating reserved parking area for handicapped motorists on Delavan Avenue West; south side, beginning 35 feet west of the westerly curblane of North 10th Street and extending 18 feet westerly therefrom, for a period of one year; pursuant N.J.S.A. 39:4-8.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bv.

Resolution designating reserved parking area for handicapped motorists on Peck Avenue; west side, beginning 254 feet north of the northerly curblane of Third Avenue and extending 22 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

July 8, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bw.

Resolution designating reserved parking area for handicapped motorists on Wakeman Avenue; west side, beginning 94 feet south of the southerly curbline of May Street and extending 22 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bx.

Resolution designating reserved parking area for handicapped motorists on Woodside Avenue; west side, beginning 129 feet south of the southerly curbline of Montclair Avenue and extending 20 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-by.

Resolution designating reserved parking area for handicapped motorists on Summer Avenue; east side, beginning 85 feet south of the southerly curbline of Fourth Avenue and extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bz.

Resolution designating reserved parking area for handicapped motorists on Parker Street; west side, beginning 726 feet north of the northerly curbline of Park Avenue and extending 24 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ca.

Resolution designating reserved parking area for handicapped motorists on Somme Street; east side, beginning 362 feet north of the northerly curbline of Market Street and extending 20 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

7-R-cb.

Resolution designating reserved parking area for handicapped motorists on Elm Street; south side, beginning 100 feet east of the easterly curbline of McWhorter Street and extending 25 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cc.

Resolution designating reserved parking area for handicapped motorists on Elm Street; south side, beginning 470 feet west of the westerly curbline of Lang Street and extending 22 feet westerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cd.

Resolution designating reserved parking area for handicapped motorists on Market Street; north side, beginning 264 feet east of the easterly curbline of Fleming Avenue and extending 17 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ce.

Resolution designating reserved parking area for handicapped motorists on Chambers Street; east side, beginning 153 feet north of the northerly curbline of Ferry Street and extending 21 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf.

Resolution designating reserved parking area for handicapped motorists on Burnet Street; east side, beginning 33 feet north of the northerly curbline of James Street and extending 17 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cg.

Resolution designating reserved parking area for handicapped motorists on Brunswick Street; west side, beginning 241 feet north of the northerly curbline of Miller Street and extending 22 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ch.

Resolution designating reserved parking area for handicapped motorists on Brunswick Street; west side, beginning 160 feet north of the northerly curbline of Wright Street and extending 18 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.

(East Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cl.

Resolution approving payment plan to satisfy outstanding annual service charge arrears of Bergen E.G.E. (Broadway Manor), 762-782 Broadway, Block 773, Lot 22.

(North Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cj.

Resolution approving payment plan to satisfy outstanding annual service charge arrears for Cathedral Park Apartments, 147-153 Clifton Avenue, Block 491, Lot 54.

(Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ck-1.

Resolution recognizing and commending the staff and students who participated in the Newark Youth-at-Risk Program at Archbishop Walsh Homes in Newark.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ck-2.

Resolution recognizing and commending Delores Oille, Principal of Newark's Harriet Tubman School.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ck-3.

Resolution recognizing and commending the coaches, players and all of the other individuals associated with the Union College 1991-1992 Men's Basketball Team.

July 8, 1992

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ck-4. Resolution recognizing and commending Mrs. Jennie Thornton on the occasion of her 102nd Birthday to be celebrated on June 29, 1992.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ck-5. Resolution recognizing and commending Ms. Nancy Johnston Smith.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ck-6. Resolution recognizing and commending Reverend Frederick Douglas Randolph, Jr., life-long resident of Newark, for his exemplary service within the community over the years.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ck-7. Resolution recognizing and commending Mr. Mel Rose, Head Football Coach at Virginia Union University, upon his distinguished appearance at a press conference in Newark promoting the 22nd Annual Whitney M. Young, Jr. Memorial Football Classic.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ck-8. Resolution recognizing and commending City National Bank of New Jersey for exemplary service to community and youth.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ck-9. Resolution recognizing and commending Mr. Eddie Robinson, Head Football Coach at Grambling State University, upon his distinguished appearance at a press conference in Newark promoting the 22nd Annual Whitney M. Young, Jr. Memorial Football Classic.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ck-10. Resolution recognizing and commending The Most Worshipful Oriental Grand Lodge of the Ancient Free and Accepted Masons on the occasion of its 82nd Anniversary.**

July 8, 1992

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ck-11.** Resolution recognizing and commending the Coaches and Members of the Newark Boys and Girls Clubs Flip City Tumblers on the occasion of capturing the elite men and age group competition at the American Trampoline and Tumbling Association's National Championship held in Dallas, Texas.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cl.** Resolution appointing Joseph D'Amico, Constable for a term commencing July 8, 1992 and ending July 8, 1992.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cm.
(A.S.)** Resolution authorizing Tax Collector to reforeclose seventy-one (71) properties listed on Exhibit A; further, authorizing Corporation Counsel to change schedule/claim numbers, prior to filing of In Rem Tax Re-foreclosure Complaint.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cn.
(A.S.)** Resolution ratifying and authorizing Mayor to file application and execute necessary documents for receipt of funds in amount \$50,000., with State of New Jersey, Administrative Office of the Courts, pursuant to Chapter 517, New Jersey Public Laws of 1981 for participation in the State Speedy Trial Program, for period commencing June 1, 1992 and ending June 30, 1993.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-co.
(A.S.)** Resolution ratifying and authorizing Business Administrator to enter into contract with Merck, Sharp & Dohme, Division of Merck & Co., Inc., 300 Franklin Square Drive, Somerset, New Jersey 08875, to provide Drugs, Proprietary & Generic, Vaccines, Diagnostic Supplies and Radiolabeled, for period July 1, 1992 to December 31, 1992, in amount not to exceed \$164,052., funds provided by Division of Community Health; pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-12 (State Contract).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

**7-R-cp-1
(A.S.)**

Resolution recognizing and commending Ms. Mary Eliza Jackson on the occasion of her 90th Birthday.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cp-2.
(A.S.)**

Resolution recognizing and commending Mr. Joseph Chaneyfield for exemplary community service.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cp-3.
(A.S.)**

Resolution recognizing and commending the Moore and Porter families on the occasion of their annual family reunion held during July, 1992.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cp-4.
(A.S.)**

Resolution recognizing and commending Honorable Donald Tucker, Councilman-At-Large, for his highly productive and successful tenure as President of the Newark Municipal Council.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cq.
(A.S.)**

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$50,000., Speedy Trial Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cr.
(A.S.)**

Temporary emergency resolution appropriating \$50,000., Speedy Trial Program; said emergency funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cs.
(A.S.)**

Resolution authorizing Mayor and Police Director to enter into agreement with New Jersey Department of Law and Public Safety to receive and expend Multi-Jurisdictional Narcotics Task Force Sub-Grant funds in amount of \$400,000., for operation of Drug Free Housing Task Force in Seth Boyden Housing Projects; City's participation shall be in-kind services, expenditure of funds not required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

**7-R-ct.
(A.S.)**

Resolution amending Resolution 7-R-be, September 4, 1991, "contract with Catholic Community Service, Boland Training Center, lowest responsible quote received, for Vocational Skills Training Program, Number PY 91-03-02, for period October 7, 1991 to June 30, 1992, contract shall not exceed \$38,760., for fifteen (15) participants in one (1) cycle of twenty-two (22) weeks, (660 hours) each....," by decreasing amount of money by \$25,154.20 for new total of \$13,606., and decreasing number of participants by 10 to equal new total of five (5) participants; all other provisions of contract shall remain unchanged.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cu.
(A.S.)**

Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$1,676,483.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cv.
(A.S.)**

Resolution establishing Temporary Appropriation for Various Departments and Agencies and Deferred Charges and Statutory Expenditures, Municipal Debt; totalling \$24,289,505.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley

**7-R-cw.
(A.S.)**

Temporary emergency resolution appropriating \$10,000., Department of Finance, Division of Water Accounting and Customer Service, Materials and Supplies-\$10,000.; Capital Outlay, Equipment-\$300,000., totalling \$310,000., said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cx.
(A.S.)**

Resolution ratifying and authorizing Corporation Counsel to enter into contract with Charles Preston, Attorney-at-Law, P.O. Box 820, 9912-B Georgetown Pike, Suite 206, Great Falls, Virginia 22066, to serve as Special Counsel to represent City of Newark before Department of Labor to appeal disallowed costs under Comprehensive Employment Training Act Program (CETA), awarded to United Department of Labor by an Administrative Law Judge, for period June 22, 1992 to December 31, 1992., in amount of \$10,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

July 8, 1992

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a Special Meeting to be called for July 14, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room/Council Chamber, City Hall, was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cy.
(A.S.)**

Resolution amending Resolution 7-R-a, August 7, 1991, "contract with Automated Metering Service, 83 Grant Street, Ramsey, New Jersey 07446, lowest responsible bid received, to Repair and Maintenance of Existing Cold Water Meters (Under 1 1/2"), for period May 1, 1991 to April 30, 1992; contract shall not exceed \$150,000., which has been encumbered from 1991 Budget, Division of Water Accounting and Customer Service, any additional expenditures are contingent upon and subject to appropriations and certifications of funds..., "by extending termination date of contract from April 30, 1992 to April 30, 1993; will not require expenditure of any additional funds beyond the original contract amount; (Contract exempt from one year maximum term of municipal contracts, as it is for servicing of public utility equipment under N.J.S.A. 40A:11-15(7) and N.J.S.A. 40A:11-15(16)); all other provisions of contract shall remain in full force and effect.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

**7-R-cz.
(A.S.)**

Resolution authorizing transfer of Housing and Community Development Act Fourteenth Year (H.C.D.A. XIV) funds from Neighborhood Stabilization Program, Other Expenses-\$170,000. to HOME Program, Salaries and Wages-\$170,000., pursuant to Ordinance 6-S & F-d, April 16, 1980. (Establishes new activity in H.C.D.A. XIV)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

**7-R-da.
(A.S.)**

Resolution authorizing transfer of Housing and Community Development Act Thirteenth Year (H.C.D.A. XIII) funds from Neighborhood Improvement Program, Other Expenses-\$135,294., Neighborhood Paint Program, Other Expenses-\$15,788. to Income Substantial Rehabilitation, Salaries and Wages, Other Expenses-\$61,584. and HOME Program, Salaries and Wages-\$89,498., totalling \$151,082., pursuant to Ordinance 6-S & F-d, April 16, 1980. (Creates new activities in HCDA Thirteenth Year under the captions of Low/Moderate Income Substantial Rehabilitation Program and Federal HOME Program)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

**7-R-db.
(A.S.)**

Resolution authorizing the City Treasurer to refund twenty dollars (\$20) to Yolonda Reid and Leonard Armour; and twenty dollars (\$20) payable to Lee B. Fisher, in connection with an appeal which was not heard by the Newark Municipal Council. (4-A-1, July 8, 1992)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

**7-R-dc.
(A.S.)**

Resolution authorizing Mayor and Director of Engineering to execute contract with Brown and Hale Architects, 196 Clinton Avenue, Newark, New Jersey 07108, for design services for the Alterations to Public Health Services Basement Maintenance Room B-03/110 William Street, for total sum of \$3,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)).

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

**7-R-dd.
(A.S.)**

Resolution authorizing reinstatement of Tax Abatement of Welco Urban Renewal Corporation, for project located at 321 Roanoke Avenue, Block 5010, Lot 35 (tax abatement was rescinded for entity's failure to submit certified financial statements for the years 1977 through and including 1988 in accordance with Resolution 7-R-cn, April 18, 1990); entity to file all financial statements, construction cost audit and payments of all outstanding SILOT charges within 30 days and withdraw tax appeals now pending before Tax Court for years 1989, 1990 and 1991)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

**7-R-de.
(A.S.)**

Resolution approving determination of Central Planning Board that City Tax Blocks 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47 and 52 (351-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue and 418-422 Fairmount Avenue); City Tax Block 2603, all lots (399-425 Springfield Avenue; 2-24 Highland Street; 2-22 Magnolia Street and 411-425 Fairmount Avenue) specifically described in the Report of Findings of the Central Planning Board, is a blighted area as defined in Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

**7-R-df.
(A.S.)**

Resolution authorizing Director of Finance to issue check in amount of \$13,386., for withholding taxes and FICA on Dante Milano's gross salary of \$59,478.50 payable to appropriate governmental agencies. (Mr. Milano was paid \$46,092.50 in net back pay pursuant to Order of the Appellate Division of the New Jersey Superior Court, Resolution 7-R-cr (A.S.), April 17, 1991)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

July 8, 1992

MOTIONS.

- 7-M-a.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. FRANCES MCDANIEL, LONG-TIME COMMUNITY AND CIVIC LEADER AND FORMER TEACHER, PHYSICAL EDUCATION DIRECTOR AND ADMINISTRATOR WITH THE NEWARK BOARD OF EDUCATION was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-b.** A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH DIRECTOR OF ENGINEERING ZACH REQUESTING THE ENGINEERING DEPARTMENT TO CONDUCT THE NECESSARY TRAFFIC STUDIES FOR THE INSTALLATION OF MULTI-WAY STOP SIGNS AT THE INTERSECTION OF 15TH AVENUE AND SOUTH 9TH STREET was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-c.** A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. TALMADGE MERCER, AIDE TO COUNCILMAN GEORGE BRANCH was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-d.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LENA LAZARO OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-e.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MYTRICE MCBRIDE OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HORACE HAWKINS OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-g.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FARLEY D. SLEDGE, SR. was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-h.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. BENJAMIN H. TRACEY OF WHITING, RETIRED NEWARK FIRE FIGHTER was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

- 7-M-l.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MAGGIE JAMES EL OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-j.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CHARLES WRIGHT, SR., OF EAST ORANGE, FORMER NEWARK HEAVYWEIGHT BOXER** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-k.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. GLORIA BEATTY-JENKINS OF SALISBURY, MARYLAND, FORMERLY OF NEWARK AND SISTER OF FORMER ESSEX COUNTY FREEHOLDER PEARL BEATTY** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-l.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LUCRETIA ROBERTSON OF MONTCLAIR** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-m.** **A MOTION WISHING A SPEEDY RECOVERY TO MR. JOSEPH CHANEYFIELD, VICE PRESIDENT OF NEW COMMUNITY CORPORATION** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-n.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CLIVE KRYGAR OF ORANGE, FORMER PRINCIPAL OF THE NEWARK VOCATIONAL AND TECHNICAL HIGH SCHOOL** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-o.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY BOATWRIGHT BARNES OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President.
- 7-M-p.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH JENNINGS, SR., OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-q.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALBERT DeDOMENICO OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

7-M-r.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. IDA MAE HUGHES OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-s.

A MOTION EXPRESSING PROFOUND SORROW AND REGET AT THE PASSING OF MRS. LUCIENNE JEAN BAPTISTE OF NEWARK was made by Council Member Harris, seconded by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-t.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MICHAEL RACHLIN OF NEWARK-BASED RACHLIN AND COMPANY was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-u.

A MOTION CRITICIZING MR. JAMES C. BRANDT, EXECUTIVE DIRECTOR OF THE BUREAU OF GOVERNMENT RESEARCH IN NEW ORLEANS, FOR HIS DISPARAGING REMARKS ABOUT THE CITY OF NEWARK, NEW JERSEY was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-v.

7-M-w.

7-M-x.

A MOTION STRONGLY OPPOSING SENATE CONCURRENT RESOLUTION SCR-64 AND ASSEMBLY CONCURRENT RESOLUTION ACR-7, PROPOSED LEGISLATION WHICH WILL PROVIDE FOR AN AMENDMENT TO THE NEW JERSEY STATE CONSTITUTION BY ELIMINATING THEREFROM THE LEGISLATIVE REQUIREMENT FOR A THOROUGH AND EFFICIENT EDUCATION; FURTHER, URGING THE NEWARK SCHOOL DISTRICT TO MOBILIZE LOCAL PARENTS AND TEACHERS TO VOICE THEIR OPPOSITION IN TRENTON AGAINST SAID PROPOSED CONSTITUTIONAL AMENDMENT was made by Council Member Tucker, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-y.

A MOTION DIRECTING THE CITY CLERK TO HAVE PREPARED A RESOLUTION RECOGNIZING AND COMMENDING STATE SENATOR RICHARD CODEY (D-ESSEX) FOR HIS UNSWERVING COMMITMENT TO URBAN EDUCATION was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-z.

A MOTION URGING THE ADMINISTRATION TO RECONSIDER DESIGNING AND USING A CONDENSED VERSION OF THE CURRENT WATER AND SEWER UTILITY BILLING INVOICE STATEMENT was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-ba.

A MOTION REQUESTING THE ADMINISTRATION TO EXPLORE THE FEASIBILITY OF ENTERING INTO AN AGREEMENT WITH NEW COMMUNITY CORPORATION (NCC) TO HAVE DOUGLAS HARRISON PARK CLEANED ON A DAILY BASIS was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

7-M-bb-1.

A MOTION COMMENDING KATHY SUMPTER, PROPRIETIER OF KATHY'S PARTY PLACE, FOR HELPING TO ESTABLISH AN AFRICAN-AMERICAN CHAMBER OF COMMERCE IN THE CITY OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

7-M-bb-2.

A MOTION COMMENDING TALIB ABDUL-AZIZ, PROPRIETOR OF ELEGANT EYES, FOR HELPING TO ESTABLISH AN AFRICAN-AMERICAN CHAMBER OF COMMERCE IN THE CITY OF NEWARK was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

7-M-bb-3.

A MOTION COMMENDING HAROLD EDWARDS, PROPRIETOR OF H.R. EDWARDS & ASSOCIATES, FOR HELPING TO ESTABLISH AN AFRICAN-AMERICAN CHAMBER OF COMMERCE IN THE CITY OF NEWARK was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

7-M-bc.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH BUSINESS ADMINISTRATOR GRANT, DIRECTOR OF ENGINEERING ZACH, DIRECTOR OF FIRE KOSSUP, DIRECTOR OF POLICE CELESTER AND DIRECTOR OF HEALTH AND HUMAN SERVICES RUFFIN REQUESTING THAT THE LIQUOR STORE AT THE CORNER OF 12TH AVENUE AND SOUTH 8TH STREET BE INSPECTED FOR FIRE AND HEALTH VIOLATIONS AND FOR THE POLICE DEPARTMENT TO INVESTIGATE THE ALLEGED SALE OF DRUGS AND THE CONSUMPTION OF ALCOHOLIC BEVERAGES IN FRONT OF THE STORE was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-bd.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH BUSINESS ADMINISTRATOR GRANT, DIRECTOR OF ENGINEERING ZACH, DIRECTOR OF FIRE KOSSUP, DIRECTOR OF POLICE CELESTER AND DIRECTOR OF HEALTH AND HUMAN SERVICES RUFFIN REQUESTING THAT THE VACANT LOTS IN THE VICINITY OF THE LIQUOR STORE AT THE CORNER OF 12TH AVENUE AND SOUTH 8TH STREET BE CLEARED OF DEBRIS AND FENCED was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-be.

A MOTION REQUESTING DIRECTOR OF LAND USE CONTROL MCLUCAS HAVE THE MINI PRECINCT LOCATED AT 767 SOUTH ORANGE AVENUE INSPECTED was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-bf.

A MOTION REQUESTING THAT THE VACANT LOT LOCATED AT THE CORNER OF SOUTH ORANGE AVENUE AND GRAND AVENUE BE CLEARED OF DEBRIS AND FENCED was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-M-bg-1.** A MOTION COMMENDING THE HONORABLE ANTHONY BLASI, NORTH WARD COUNCILMAN, TOWNSHIP OF IRVINGTON, ON THE ESTEEMED OCCASION OF BEING ELECTED BY HIS COLLEAGUES AS PRESIDENT OF THE IRVINGTON TOWNSHIP COUNCIL was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.
- 7-M-bg-2.** A MOTION COMMENDING THE HONORABLE BILAL BEASLEY, SOUTH WARD COUNCILMAN, TOWNSHIP OF IRVINGTON, ON THE ESTEEMED OCCASION OF BEING ELECTED BY HIS COLLEAGUES AS VICE PRESIDENT OF THE IRVINGTON TOWNSHIP CONCIL was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.
- 7-M-bh.** A MOTION DIRECTING THE CITY CLERK TO FORWARD 1990 CITY OF NEWARK AUDIT TO THE MEMBERS OF THE MUNICIPAL COUNCIL was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bi.** A MOTION URGING THE SUBMISSION OF THE 1990 CITY AUDIT PRIOR TO THE ADOPT OF THE 1992 BUDGET was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bj.** A MOTION REQUESTING THAT THE CITY ZONING OFFICER PERFORM AN INVESTIGATION AND PROVIDE A WRITTEN REPORT ON THE VARIANCE GRANTED TO THE APPLICANT OF 10 FENWICK STREET was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bk.** A MOTION REQUESTING THE LAW DEPARTMENT TO DEVELOPMENT AN ORDINANCE REQUIRING COMMUNITY INPUT WHENEVER THERE IS TO BE A TRAFFIC ORDINANCE REVERSING A TWO-WAY STREET TO A ONE-WAY STREET OR VICE VERSA AND REQUESTING THE RESIDENTS COMMENTS OR OBJECTIONS PERTAINING TO SAME was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bl.** A MOTION REQUESTING MAYOR JAMES AND FIRE DIRECTOR KOSSUP TO RECONSIDER THE ROTATING SYSTEM OF CLOSING FIRE HOUSES BEFORE THERE IS A CATASTROPHE RESULTING FROM THIS ADMINISTRATIVE POLICY was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bm.** A MOTION URGING THE APPROPRIATE OFFICIALS RESPONSIBLE FOR THE CITY TOURS TO ENSURE A TOUR OF PETER FRANCISCO PARK WHERE THE HOMELESS HAVE CONGREGATED AND ARE RESIDING was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

7-M-bn.

A MOTION REQUESTING THE CITY CLERK'S OFFICE TO ARRANGE A MEETING AMONG THE MEMBERS OF THE MUNICIPAL COUNCIL, NEWARK RESIDENTS AND THE KOREAN CHAMBER OF COMMERCE TO BE HELD AT THE PRUDENTIAL BUILDING IN NEWARK was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-bo.

A MOTION TO INVITE THE APPROPRIATE OFFICIALS TO DISCUSS SIDEWALK DISPLAYS AND THE ISSUING OF TICKETS FOR SAME IN THE CENTRAL BUSINESS DISTRICT was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-bp.

A MOTION URGING THE MEMBERS OF THE NEWARK BOARD OF EDUCATION ALONG WITH THE SUPERINTENDENT OF SCHOOLS TO STUDY THE POSSIBILITY OF HAVING NEWARK BOARD OF EDUCATION MEETINGS TELEVISED VIA CABLE TELEVISION was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received June 16, 1992, appointing, subject to confirmation, Mr. Marcus Dasher, Jr., as Director of the Department of Development for the City of Newark.

(Copy of communication submitted to each Member of the Council)
(Mr. Dasher met with the Council July 7, 1992)

A motion to confirm the appointment of Mr. Marcus Dasher, Jr., as Director of the Department of Development for the City of Newark, was made by Council Member Grant, seconded by President Bradley.

President Bradley: Will the Council confirm the appointment?

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

President Bradley: This appointment is confirmed.

8-b.

The City Clerk presented Communication from Business Administrator Grant, received June 25, 1992, enclosing proposed, "Ordinance authorizing the Acting Director of the Department of Development to acquire privately owned properties within the Old Third Ward Urban Renewal Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-(5)(a)(1) and N.J.S.A. 20:1-1 et seq."

(129-135 Court Street - Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

8-c.

The City Clerk presented Communication from Business Administrator Grant, received June 26, 1992, enclosing proposed, "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Broad Street as a One-way Street."

(Deleting:

Broad Street - northbound
from Clay Street to Harvey Street.

Adding:

Broad Street - northbound
from Clay Street to Oriental Street.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation)

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

8-d.

The City Clerk presented Communication from Business Administrator Grant, received June 26, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To Institute the title of Supervisor of Accounts in the Department of Administration."

(Supervisor of Accounts 1 1/1/91 \$26,948.18 - \$32,397.67
(37 1/2 Hours))

(Instituting new title in Department of Administration, Division of Budget. Old title is common title, but number of employees will be reduced by one. Change will result in cost savings to the City. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

8-e.

The City Clerk presented Communication from Business Administrator Grant, received June 26, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of Fire and establishing salaries therefor,' (6-S & F-i) adopted May 4, 1977, as amended and supplemented (To institute the title of Deputy Municipal Emergency Management Coordinator (Represented) and to abolish the title of Supervisor, Office of Emergency Management in the Department of Fire)."

Deputy Municipal Emergency 1 1/1/92 \$35,480.34 - \$43,126.01
Management Coordinator 1/1/93 36,899.55 - 44,851.05
(Represented) 1/1/94 38,375.53 - 46,645.09
(35 Hours))

(Instituting new title and abolishing old in Department of Fire as a result of New Jersey Department of Personnel reclassification. Salary range will remain unchanged. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

8-f.

The City Clerk presented Communication from Business Administrator Grant, received June 26, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Executive Assistant in the Department of Finance)."

(Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
(35 Hours))

(Instituting new title in Department of Finance, Division of Water Accounting and Customer Service to provide Director with adequate administrative support in connection with daily management of Division. No additional funds required. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

8-g.

Communication from Business Administrator Grant, received May, 1992, enclosing proposed, "Ordinance rescinding Ordinance 6-S & F-h, December 18, 1991, entitled, 'An ordinance approving the sale of premises commonly known as 208-210 Rose Street, Block 2658, Lot 46; 212-216 Rose Street Block 2658, Lot 44; 218 Rose Street/2 Chadwick Avenue, Block 2658, Lot 41 and 4 Chadwick Avenue, Block 2658, Lot 40 to Essex County College, pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1).'"

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-k, on page 7 in the minutes of this meeting)

8-h.

Communication from Acting Business Administrator Hollar-Gregory, received May 28, 1992, enclosing proposed, "Ordinance granting five (5) years of tax abatement to Manuel Soares, the owner of the qualified residential structure located at 117 Fleming Avenue, more specifically identified on the Official Tax Map as Block 2476, Lot 6, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring five (5) years thereafter." (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

July 8, 1992

8-i.

Communication from Business Administrator Grant, received June 26, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Office of the Mayor and Agencies and establishing salaries therefor,'

(6-S & F-c) adopted May 4, 1977, as amended and supplemented (To institute certain position titles and abolish others in the Municipal Courts)."

(Municipal Court	1/1/92	\$19,483.90 - \$22,902.02
Attendant	1/1/93	20,263.26 - 23,818.10
(35 Hours)	1/1/94	21,073.79 - 24,770.82

Municipal Court	1/1/92	19,483.90 - 22,902.02
Attendant/	1/1/93	20,263.26 - 23,818.10
Interpreter,	1/1/94	21,073.79 - 24,770.82
Bilingual in Spanish		
and English		
(35 Hours)		

(Instituting two new position titles and abolishing three in Municipal Courts as result of New Jersey Department of Personnel reclassification. Salary range will remain unchanged. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-h on pages 5 and 6 in the minutes of this meeting)

8-j.

The City Clerk presented Communication from Business Administrator Grant, received June 26, 1992, enclosing proposed, "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Commercial Street."

(East Ward)

(Commercial Street - both sides.

Beginning at Raymond Plaza East, extending to the dead end.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

8-k.

Communication from Business Administrator Grant, received June 26, 1992, enclosing proposed, "Ordinance approving the Redevelopment Plan and Feasibility of Relocation of City Tax Block 2508, Lots 18, 19, 20, 21, 22, 43, 44, 46 and 47 (20-28 College Place, 64-76 Lincoln Street and 137-145 Court Street)."

(Central Ward) (Krueger Scott Cultural Center)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-l on page 6 in the minutes of this meeting)

8-l.

The City Clerk presented Communication from Business Administrator Grant, received June 26, 1992, enclosing proposed, "Ordinance granting an extension of the timetables for the Commencement and Completion of the St. James Square Housing Corporation Affordable Housing Development."

(Commencement of construction to July, 1992)

(109-109 1/2 Broad Street, Block 523, Lots 1 and 60 - North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

July 8, 1992

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

8-m.
(A.S.)

The City Clerk presented Proposed, "Ordinance to amend Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the definition of discotheque, making discotheques a conditional use and prohibiting discotheques and public dance halls from within 1,000 feet of certain establishments and facilities."

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

8-n.
(A.S.)

Communication from Business Administrator Grant, received July 7, 1992, enclosing proposed, "Ordinance authorizing the conveyance of Block 2845, Lot 21, commonly known as 49-63 Dickerson Street to the County of Essex for \$1.00, pursuant to the provision of N.J.S.A. 40A:12-13(b)(1)."

(For construction of a new Youth House)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-j (A.S.) on pages 6 and 7 in the minutes of this meeting)

8-o.
(A.S.)

The City Clerk presented Communication from Acting Business Administrator Hollar-Gregory, received July 8, 1992, enclosing proposed, "Ordinance to amend in its entirety Title 13A:5-1, et seq., of the Revised Ordinances of the City of Newark, New Jersey, 1966, to repeal Ordinance 6-S & F-a, adopted by the Newark Municipal Council on June 3, 1987 and 6-S & F-a, dated December 6, 1989, an Ordinance requiring mandatory separation, at the source of recyclables for the purpose of collection and disposition by the City of Newark."

(Provides definitions as well as other changes necessary for modification and continual implementation of Newark's Mandatory Recycling Ordinances to be consistent with Essex County Recycling Plan and the New Jersey Mandatory Recycle)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

8-p.
(A.S.)

The City Clerk presented Communication from Business Administrator Grant, received July 8, 1992, enclosing proposed, "Ordinance approving a second amendment to the University Heights Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238, in their entirety."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

(For action on this item, see Ordinance 6-F-m (A.S.) on page 8 in the minutes of this meeting)

July 8, 1992

**8-q.
(A.S.)**

Communication from Acting Business Administrator Hollar-Gregory, received July 8, 1992, enclosing proposed, "Ordinance to amend and supplement Title 10, Finance and Taxation, Chapter 15, Tax Abatement for Qualified Residential Properties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by allowing for a twenty-five (25) year extension of certain existing tax abatements granted under this ordinance and setting for the computations; eligibility; and application procedures for same."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**8-r.
(A.S.)**

The City Clerk presented Proposed, "Ordinance to amend and supplement Title 8, Business and Operations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities, Section 1, License Required, and Section 5, License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by requiring operators of junk shops, junkyards and metal processing facilities who purchase used motor vehicles for the purpose of wrecking, storing or selling parts thereof to obtain a limited used motor vehicle sales lot license for purchasing used motor vehicles.)"

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the August 5, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**8-s.
(A.S.)**

Bond Ordinance providing for payment of amounts owing to others for taxes levied in and by the City of Newark in the County of Essex, State of New Jersey for the Tax Year 1991 and appropriating \$8,500,000. therefore and authorizing the issuance of \$8,500,000. bonds or notes of the City for financing the cost thereof.

(For action on this item, see Ordinance 6-F-n (A.S.) on pages 8 and 9 in the minutes of this meeting)

**8-t.
(A.S.)**

Guaranty ordinance of the City of Newark, in the County of Essex, New Jersey, securing the payment of the principal of and interest on certain capital equipment and property and infrastructure program local unit guaranteed lease revenue bonds, Series 1992 of the Essex County Improvement Authority in an aggregate principal amount not exceeding \$8,500,000. for the purpose of providing additional security in connection with the Authority's capital equipment and property and infrastructure leasing program.

(For action on this item, see Ordinance 6-F-o (A.S.) on page 9 in the minutes of this meeting)

July 8, 1992

Petitions

None.

PENDING BUSINESS ON THE AGENDA

- 9-a. **Communication from Business Administrator Grant, received June 2, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To institute the title of Senior Training Technician in the Department of Administration)."**
(Senior Training Technician 1 1/1/91 \$30,949.98 - \$37,237.67
(35 Hours)
(Instituting new title in Department of Administration to more appropriately describe duties and responsibilities of employee serving in position. Old title is common title but number of employees will be reduced by one. Change will result in cost savings to the City. Represented by Newark Council 21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 9-b. **Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To institute the title of Affirmative Action Officer and to abolish the title Manager, Office of Affirmative Action in the Office of the Mayor)."**
(Affirmative Action Officer 1 1/1/90 \$38,756.00 - \$47,108.00)
(Instituting new position title and abolishing old in the Office of the Mayor which replaces a non-standard title with a New Jersey State Department of Personnel approved title. No salary change. Not represented by any bargaining unit.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 9-c. **Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To institute the titles of Carpenter/Mason and Mason's Helper in the Department of General Services)."**
(Carpenter/Mason 1 1/1/92 \$30,345.47 - \$31,903.91 - \$32,896.00
(35 Hours)

Mason's Helper 1 1/1/92 24,503.29 - 26,155.76 - 27,061.87
(35 Hours))
(Instituting 2 new titles in the Department of General Services which more appropriately describes duties and responsibilities of two employees currently serving in old titles. Old title is common title. Fiscal Impact approximately \$1,000. Represented by Building Trades Bargaining Committee)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-I on pages 7 and 8 in the minutes of this meeting)

July 8, 1992

NEW BUSINESS ON THE AGENDA

None.

MISCELLANEOUS

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from June 8, 1992 to June 29, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Casimir's School	10701
St. Casimir's P.T.A.	10702
Blessed Sacrament Rosary Society	10704
Newark Day Care Council, Inc.	10706

RAFFLE LICENSE

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Luso International Sports Association	10700
St. Casimir P.T.A.	10703
Marinduquenos of the Easter Seaboard	10705
Immaculate Heart of Mary Church	10708
Greater Newark Conservancy	10707
St. Columba School P.T.A.	10709

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, Tucker, President Bradley.

- 11-b. Street Dedications: None.

ADJOURNMENT

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:


Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, Tucker, President Bradley.

This meeting adjourned at 4:40 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, July 14, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey, at 11:35 A.M.

Present: Council Members Branch, Grant, Harris, Rice, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Carrino, Martinez, Tucker.

(Council Member Tucker arrived 11:36 A.M.)

(Council Member Carrino arrived 11:38 A.M.)

City Clerk Marasco read letter dated July 9, 1992, from Council President Donald Bradley calling a special meeting of the Newark Municipal Council, to be preceded by a special pre-meeting conference, for Tuesday, July 14, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room/Council Chamber, City Hall, Newark, New Jersey to consider the following legislation:

Resolution ratifying and authorizing Mayor and Business Administrator to file application with United States Department of Housing and Urban Development for Community Development Block Grant, in amount of \$12,398,000., \$239,000. program income anticipated, totalling \$12,637,000. for Fiscal Year 1992. (May 1, 1992 to April 30, 1993) (7-R-b deferred July 8, 1992)

Resolution authorizing contract with Charles Preston, Attorney-at-Law, in amount of \$10,000., to appeal disallowed costs awarded the U.S. Department of Labor... (7-R-cx (A.S.) deferred July 8, 1992)

Resolution declaring its official intent to reimburse expenditures for project costs from proceeds of Project Debt Obligations.

Resolution making application to Local Finance Board for approval of refunding which provides for payments of amounts owing to others for taxes levied in and by City of Newark.....appropriating \$8,500,000 therefor and authorizing issuance of \$8,500,000. qualified bonds or notes.....

Resolution amending Resolution 7-R-cm (A.S.), June 5, 1991, providing for combination sale and issuance of General Obligation bonds of the City in amount not to exceed \$30,757,000. for various General Improvements and Water Utility General Improvement Bonds of the City in amount not to exceed \$9,456,000. for Water Systems Improvements

Resolution authorizing Director of Finance to apply to Local Finance Board for approval of revised maturity schedules for issuance of not to exceed \$30,757,000. general obligation general improvement bonds and not to exceed \$9,456,000. general obligation water utility bonds of the City of Newark.....

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to submit application to State of New Jersey, Department of Health, in amount of \$462,300., City in-kind contribution \$249,540., totalling \$686,539., to continue Newark Childhood Lead Poisoning & Control Program, for period July 1, 1992 to June 30, 1993.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Vera McClendon, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$5,946.57 funds provided from United States Department of Health and Human Services.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Tyrone Y. Yap Eng Ching, M.D., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$29,621.52, funds provided from United States Department of Health and Human Services.

July 14, 1992

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Olga Sheehy Quintana, M.D., Tyrone Y. Yap Eng Ching, M.D., Clarence A. Foye, M.D., and Edward Blot, M.D., to provide on call emergency medical care service coverage to homeless individuals and families at thirteen shelters and two soup kitchens from 8:00 A.M. to 8:30 A.M. daily weekends and holidays, for period February 1, 1992 through October 31, 1992, maximum amount of contract shall not exceed \$16,000., funds provided from United States Department of Health and Human Services.

City Clerk Marasco further read letters dated July 10, 1992, from Council President Donald Bradley requesting the following legislation be added to the call of the special meeting scheduled for Tuesday, July 14, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room/Council Chamber, City Hall, Newark Jersey.

Resolution authorizing Director of Finance to issue check in amount of \$5,000. to Jasmin Houses located at 18 $\frac{1}{2}$, 20, 22, 24, 26 Wainwright Street, 510, 512, 520, 522 Hawthorne Avenue and 111-15, 121, 123 and 125 Leslie Street, Newark, New Jersey, refund of Application Fee for Fox Lance Tax Abatement Application.

Resolution authorizing Director of Health and Human Services to execute purchase/installation agreement with Eastman Kodak, to replace and upgrade the computer system in the Bureau of Vital Statistics, in amount of \$76,220., said Company agrees to delivery of said equipment and conversion of data within 60 days of adoption of said Resolution and issuance of a Service and Expense Order by City of Newark. (Purchase/Installation Agreement is awarded without competitive bidding as an "Extraordinary Unspecifiable Service"; pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(ii))

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on July 9 and 10, 1992, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of notices as required by law."

RESOLUTIONS.

7-R-a. (S)

Resolution ratifying and authorizing Mayor and Business Administrator to file application with the United States Department of Housing and Urban Development, for Community Development Block Grant, in amount of \$12,398,000., \$239,000. program income anticipated, totalling \$12,637,000. for Fiscal Year 1992. (May 1, 1992 to April 30, 1993)

(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Grant and Chief of Staff Mattison met with Council July 14, 1994)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Villani, President Bradley.

Absent: Council Members Carrino, Martinez, Tucker.

At a later time in the meeting, after Resolution 7-R-f (S), Council Members Carrino and Tucker requested their votes be recorded in the affirmative on this resolution.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Martinez.

A lengthy discussion was held by the Members of the Municipal Council.

At a later time in the meeting, after Resolution 7-R-f (S), Council Member Carrino requested further discussion on Resolution 7-R-a (S).

A motion to exclude the public from the Special Meeting of July 14, 1992, relative to Resolution 7-R-a (S) was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Martinez.

A motion that between the demolition fund and the accrual fund we find \$25,000. to satisfy part of that demolition was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani.

No: President Bradley.

Absent: Council Member Martinez.

This executive session commenced at 11:45 A.M. and ended at 12:16 P.M.

A motion to use accrual funds for the North Ward Center, Championship Boxing, Emory Pierce Project and the Centre, Inc. was made by Council Member Carrino, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani.

No: President Bradley.

Absent: Council Member Martinez.

7-R-b. (S)

Resolution ratifying and authorizing Corporation Counsel to enter into contract with Charles Preston, Attorney-at-Law, P.O. Box 820, 9912-B Georgetown Pike, Suite 206, Great Falls, Virginia 22066, to serve as Special Counsel to represent City of Newark before Department of Labor to appeal disallowed costs under Comprehensive Employment Training Act Program (CETA), awarded to United States Department of Labor by an Administrative Law Judge, for period June 22, 1992 to December 31, 1992, in amount of \$10,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Villani, President Bradley.

Absent: Council Members Carrino, Martinez, Tucker.

(Council Member Carrino arrived 11:36 A.M.)

(Council Member Tucker arrived 11:38 A.M.)

7-R-c. (S)

Resolution of the City of Newark declaring its official intent to reimburse expenditures for project costs from proceeds of project debt obligations.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, President Villani, President Bradley.

Absent: Council Member Martinez.

7-R-d. (S)

Resolution of the City of Newark making application to the Local Finance Board pursuant to N.J.S.A. 40A:2-51 et seq. and N.J.S.A. 40A:3-1 et seq. for approval of the refunding which provides for payments of amounts owing to others for taxes levied in and by City of Newark, in the County of Essex, New Jersey, appropriating \$8,500,000. therefor and authorizing the issuance of \$8,500,000. qualified bonds or notes of the City for financing the cost thereof.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Martinez.

- 7-R-e. (S) Resolution amending Resolution 7-R-cm(A.S.), June 5, 1991, providing for the combination sale and issuance of General Obligation Bonds of the City in an amount not to exceed \$30,757,000. for various General Improvements and Water Utility General Improvement Bonds of the City in an amount not to exceed \$9,456,000. for Water Systems Improvements pursuant to P.L. 1976, C.38, the "Municipal Qualified Bond Act", which had been previously authorized by the Municipal Council and determining the form and other details of such bonds authorized in and by the City of Newark, in the County of Essex, New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Martinez.

- 7-R-f. (S) Resolution authorizing the Director of Finance of the City of Newark to apply to the Local Finance Board for approval of the Revised Maturity Schedules for the issuance of not to exceed \$30,757,000. General Obligation General Improvement Bonds and not to exceed \$9,456,000. General Obligation Water Utility Bonds of the City of Newark, said Bonds to be issued as Qualified Bonds.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Martinez.

- 7-R-g. (S) Resolution ratifying and authorizing Mayor and Director of Health and Human Services to submit application to State of New Jersey, Department of Health, in amount of \$462,300., City in-kind contribution \$249,540., totalling \$686,539., to continue Newark Childhood Lead Poisoning & Control Program, for period July 1, 1992 to June 30, 1993.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Martinez.

- 7-R-h. (S) Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Vera McClendon, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$5,946.57, funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1(a)(i)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Martinez.

- 7-R-i. (S) Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Tyrone Y. Yap Eng Ching, M.D., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$29,621.52, funds provided from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Martinez.

- 7-R-j. (S) Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Olga Sheehy Quintana, M.D., Clarence A. Foye, M.D., Edward Blot, M.D., and Tyrone Y. Yap Eng Ching, M.D., to provide on call emergency medical care coverage to homeless individuals and families at 13 shelters and 2 soup kitchens from 8:00 P. M. to 8:30 A. M. daily, weekends and holidays covering the period of February 1, 1992 to October 31, 1992, maximum amount of contract shall not exceed \$16,000., funds provided from United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Martinez.

- 7-R-k. (S) Resolution authorizing Director of Finance to issue check in amount of \$5,000. to Jasmin Houses located at 18 1/2, 20, 22, 24, 26 Mainwright Street, 510, 512, 520, 522 Hawthorne Avenue and 111-115, 121, 123 and 125 Leslie Street, Newark, New Jersey, refund of Application Fee for Fox Lance Tax Abatement Application.

A motion to adopt the resolution conditioned upon receipt of original document was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Rice, Villani, President Bradley.

Absent During Roll Call: Council Members Harris, Tucker.

Absent: Council Member Martinez.

- 7-R-l. (S) Resolution authorizing Director of Health and Human Services to execute purchase/installation agreement with Eastman Kodak, to replace and upgrade the Computer system in the Bureau of Vital Statistics, in amount of \$76,200., said Company agrees to delivery of said equipment and conversion of data within 60 days of adoption of said resolution and issuance of a Service and Expense Order by City of Newark. (Purchase/Installation Agreement is awarded without competitive bidding as an "Extraordinary Unspecifiable Service"; pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(ii))

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Martinez.

July 14, 1992

ADJOURNMENT:

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Rice, Tucker, Villari, President Bradley.

Absent During Roll Call: Council Members Grant, Harris.

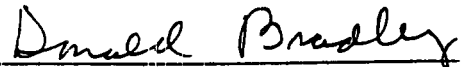
Absent: Council Member Martinez.

This meeting adjourned at 1:40 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, July 21, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey was held on the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey at 12:23 A.M.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Branch, Rice.

(Council Members Branch arrived 12:26 P.M.)

(Council Member Rice arrived 12:29 P.M.)

City Clerk Marasco read letter dated July 16, 1992, from Council President Bradley, calling a special meeting of the Newark Municipal Council for Tuesday, July 21, 1992, at 10:00 A. M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, to consider the following legislation:

Ordinance to amend and supplement Title 10, Finance and Taxation, Chapter 15, Tax Abatement for Qualified Residential Properties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by allowing for a twenty-five (25) year extension of certain existing tax abatements granted under this ordinance and setting forth the computations; eligibility; and application procedures for same.
(Advanced to first reading at July 8, 1992 meeting)

Guaranty Ordinance of the City of Newark, in the County of Essex, New Jersey, securing the payment of the principal of and interest on certain capital equipment and property and infrastructure program local unit guaranteed lease revenue bonds, series 1992 of the Essex County Improvement Authority in an aggregate principal amount not exceeding \$8,500,000. for the purpose of providing additional security in connection with the Authority's Capital Equipment and Property and Infrastructure Leasing Program. (Adopted on first reading July 8, 1992)

Bond Ordinance providing for payment of amounts owing to others for taxes levied in and by the City of Newark in the County of Essex, State of New Jersey, for the tax year 1991 and appropriating \$8,500,000. therefor and authorizing the issuance of \$8,500,000. bonds or notes of the City for financing the cost thereof. (Adopted on first reading July 8, 1992)

Resolution of the City of Newark in the County of Essex, State of New Jersey, authorizing the execution and delivery of a Capital Equipment Lease Purchase Agreement with the Essex County Improvement Authority in connection with the issuance by the Authority of its Capital Equipment and Property and Infra-structure Program Local Unit Guaranteed Lease Revenue Bonds, Series 1992 to finance the Municipality's participation in the Authority's 1992 Capital Equipment and Property and Infra-Structure Leasing Program.

City Clerk Marasco further read letter dated July 16, 1992, from Council President Donald Bradley, requesting the following legislation be added to the call of the Special Meeting of the Municipal Council, for Tuesday, July 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

**Resolution amending Resolution 7-R-a (S), July 14, 1992, "Resolution ratifying and authorizing Mayor and Business Administrator to file application with the United States Department of Housing and Urban Development, for Community Development Block Grant, in amount of \$12,398,000., \$239,000. program income anticipated, totalling \$12,637,000. for Fiscal Year 1992.
(May 1, 1992 to April 30, 1993)"**

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail The Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on July 16, 1992, at the time of their preparation. All persons who prepaid for advance notice of meetings also received copies of the notices as required by law."

ORDINANCES ON FIRST READING.

President Bradley called for ordinances on first reading.

6-F-a (S-1).

The City Clerk read **An ordinance to amend and supplement Title 10, Finance and Taxation, Chapter 15, Tax Abatement for Qualified Residential Properties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by allowing for a twenty-five (25) year extension of certain existing tax abatements granted under this ordinance and setting forth the computations; eligibility; and application procedures for same.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Martinez, Tucker, Villani, President Bradley.

Not Voting: Council Member Harris.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are five, the noes are none, one not voting, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

At a later time in the meeting after Resolution 7-R-a (S-1) Council Member Carrino requested his vote be recorded as not voting and during the Second Special Meeting, after Ordinance 6-F-c (S-2), Council Member Rice requested to be recorded in the affirmative.

A motion to adopt the ordinance on first reading was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Members Carrino, Harris.

Absent: Council Member Branch.

President Bradley: The yeses are six, the noes are none, two not voting and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

July 21, 1992

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Guaranty Ordinance of the City of Newark, in the County of Essex, New Jersey, securing the payment of the principal of and interest on certain capital equipment and property and infrastructure program local unit guaranteed lease revenue bonds, series 1992 of the Essex County Improvement Authority in an aggregate principal amount not exceeding \$8,500,000. for the purpose of providing additional security in connection with the Authority's Capital Equipment and Property and Infrastructure Leasing Program.

WHEREAS, the Essex County Improvement Authority (the "Authority") has been duly created by resolution of the Board of Chosen Freeholders of the County of Essex, State of New Jersey (the "County ") duly adopted as a public body corporate and politic of the State of New Jersey pursuant to and in accordance with the county improvement authorities law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State of New Jersey (the "State"), and the acts amendatory thereof and supplemental thereto (the "Act");

WHEREAS, the Authority is authorized by law, specifically Section 11 of the Act (N.J.S.A. 40:37a-54 (a)), to provide public facilities for the use of the County and municipalities and certain local governmental units located within the County (collectively, the "Local Units"), including without limitation, the City of Newark (the "Municipality");

WHEREAS, the Local Units are authorized by law, specifically Section 35 of the Act (N.J.S.A. 40:37A-78), to enter into and perform any lease with the Authority for the lease to or use by the Local Units of all or any part of any public facility or facilities;

WHEREAS, pursuant to the terms of the Act and certain Capital Equipment Lease Purchase Agreements to be entered into by the Authority and the Local Units (the "Equipment Lease Agreements"), including without limitation the Municipality (the "Municipality Equipment Lease Agreement"), the Authority intends to finance the acquisition and installation of certain capital equipment (the "Equipment") as set forth in Exhibit A to the respective Equipment Lease Agreements, including without limitation the Municipality Equipment Lease Agreement (the "Municipality Equipment") through participation in the Authority's Capital Equipment and Property and Infrastructure Program (the "Program");

WHEREAS, pursuant to the terms of the Municipality Equipment Lease Agreement, the Authority contemplates conveying certain of the right, title and interest in and to the Municipal Equipment to the Municipality for the terms thereof;

WHEREAS, the expiration of the term of such Municipality Equipment Lease Agreement creates certain rights in the Municipality, including without limitation the right to purchase the Authority's right, title and interest in the Municipality Equipment, all as more fully set forth in the Municipality Equipment Lease Agreement;

WHEREAS, pursuant to the terms of the Act, certain Ground Lease Agreements to be entered into by the Authority, as lessee, and the Local Units, as lessor (the "Ground Lease Agreements"), including without limitation the Municipality (the "Municipality Ground Lease Agreement") and certain Property and Infrastructure Lease Purchase Agreements to be entered into by the Authority, as lessor, and the Local Units, as lessee (the "Infrastructure Lease Agreements"), including without limitation the Municipality (the "Municipality Infrastructure Lease Agreement" and together with the Municipality Ground Lease Agreement and the Municipality Equipment Lease Agreement, the "Municipality Lease Agreements"), the

Authority intends to finance the acquisition, construction, renovation and installation of certain capital improvements (the "Project") as described in Exhibit A to the respective Infrastructure Lease Agreements, including without limitation the Municipality Infrastructure Lease Agreement (the "Municipality Project") through Participation in the Program;

WHEREAS, pursuant to the terms of the Municipality Ground Lease Agreement, the Municipality contemplates conveying to the Authority certain of its right, title and interest in and to the real property and existing improvements (the "Existing Realty") upon which the Project is to be acquired, constructed, renovated and installed;

WHEREAS, pursuant to the terms of the Municipality Infrastructure Lease Agreement, the Authority intends to convey to the Municipality certain of its right, title and interest in and to the Existing Realty and the Project;

WHEREAS, the expiration of the term of such Municipality Infrastructure Lease Agreement and Municipality Ground Lease Agreement creates certain rights in the Municipality, including without limitation the right to purchase the Authority's right, title and interest in and to the Municipality Project, all as more fully set forth in the Municipality Infrastructure Lease Agreement;

WHEREAS, Under the Program, the Authority intends to issue its Capital Equipment and Property and Infrastructure Program Guaranteed Pooled Revenue Bonds, Series 1992 (the "Pooled Bonds"), which Pooled Bonds will be purchased by the underwriter of the Program;

WHEREAS, the Pooled Bonds shall be purchased with the proceeds of the Authority's Capital Equipment Program Local Unit Guaranteed Lease Revenue Bonds, Series 1992 (the "Local Unit Bonds"), which

July 21, 1992

Local Unit Bonds will be issued in several series, one series to finance the Equipment and/or Project for each Local Unit, including without limitation one series for the Municipality to finance the Municipality Equipment and the Municipality Project (the "Applicable Bonds")

WHEREAS, the principal of, redemption premium, if any, and interest on the Applicable Bonds shall be paid from certain rental payments to be made by the Municipality in accordance with the terms of the Municipality Lease Agreements and as otherwise set forth in the Municipality Lease Agreements;

WHEREAS, in order to induce the prospective purchasers of the Applicable Bonds to purchase same, the Applicable Bonds shall otherwise be secured by this ordinance fully, unconditionally and irrevocably guaranteeing the principal of and interest on the Applicable Bonds, all pursuant to Section 37 of the Act (N.J.S.A. 40:3;7a-80) (the "Municipality Guaranty");

NOW, THEREFORE, BE IT ORDAINED by the governing body of the City of Newark as follows:

SECTION 1. This guaranty ordinance shall be adopted by the governing body of the Municipality in the manner provided for the adoption of a bond ordinance as provided by the Local Bond Law, constituting Chapter 169 of the Pamphlet Laws of 1960 of the State, as amended (the "Local Bond Law").

SECTION 2. Pursuant to and in accordance with the terms of the Act, specifically Section 37 of the Act (N.J.S.A. 40:37A-80), the Municipality is hereby authorized to and hereby shall fully, unconditionally and irrevocably guarantee the punctual payment of the principal of and interest on the Applicable Bonds in an aggregate principal amount not exceeding \$8,500,000, which Applicable Bonds are to be issued to finance the Municipality Equipment and the Municipality Project as described in the

July 21, 1992

preamble hereof, on such terms and conditions as may be agreed to by and between the Municipality and the Authority. Upon the endorsement of the Applicable Bonds referred to in Section 3 below, the Municipality shall be unconditionally and irrevocably obligated to pay the principal of and interest on the Applicable Bonds in the same manner and to the same extent as in the case of bonds issued by the Municipality and accordingly, the Municipality shall be unconditionally and irrevocably obligated to levy ad valorem taxes upon all the taxable property within the Municipality for the payment thereof without limitation as to rate or amount when required under the provisions of applicable law.

SECTION 3. The Mayor or Comptroller of the Municipality shall, by manual or facsimile signature, execute an endorsement on each of the Applicable Bonds evidencing this guaranty by the Municipality as to the punctual payment of the principal of and interest thereon. The endorsement on each Applicable Bond shall be in substantially the following form, and absent the fully executed endorsement in such following form on any such Applicable Bonds, such Applicable Bond shall not be entitled to the benefits of this guaranty ordinance:

**GUARANTY OF THE CITY OF NEWARK, IN THE
COUNTY OF ESSEX, OF THE STATE OF NEW JERSEY**

The payment of the principal of and interest on the within Bond is hereby fully, unconditionally and irrevocably guaranteed by the City of Newark, in the County of Essex, of the State of New Jersey (the "Municipality"), and the Municipality is unconditionally and irrevocably liable for the payment, when due, of the principal of and interest on this Bond.

IN WITNESS WHEREOF, the [Mayor] [Director of Finance] of the City of Newark, in the County of Essex, of the State of New Jersey, has caused this Guaranty to be executed by the manual or facsimile signature of its [Mayor] [Director of Finance].

**CITY OF NEWARK IN THE COUNTY OF
ESSEX OF THE STATE OF NEW JERSEY**

BY: _____

Name:

[Mayor] [Director of Finance]

SECTION 4. It is hereby found, determined and declared by the governing body of the Municipality that:

(a) This guaranty ordinance may be adopted notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the Local Bond Law, but the aggregate principal amount of the Applicable Bonds which shall be entitled to the benefits of this guaranty ordinance being an amount not to exceed \$8,500,000, shall after their issuance, be included in the gross debt of the Municipality for the purpose of determining the indebtedness of the Municipality under or pursuant to the Local Bond Law.

(b) The principal amount of the Applicable Bonds entitled to the benefits of this guarantee ordinance and included in the gross

debt of the Municipality shall be deducted and is hereby declared to be and to constitute a deduction from such gross debt under and for all the purposes of the Local Bond Law (i) from and after the time of issuance of the Applicable Bonds until the end of the fiscal year beginning next after the completion or acquisition of the Municipality Equipment and completion of construction, renovation and installation of the Municipality Project and (ii) in any annual debt statement filed pursuant to the Local Bond Law as of the end of said fiscal year or any subsequent fiscal year if the revenues or other receipts or moneys of the Authority in such year are sufficient to pay its expenses of operation and maintenance in such year on account of the principal and interest on all such year on account of the principal and interest on all such guaranteed Applicable Bonds, all bonds of the Municipality issued as provided in Section 36 of the Act (N.J.S.A. 40:37a-79) and all bonds of the Authority issued under the Act.

July 21, 1992

SECTION 5. The following matters are hereby determined, declared, recited and stated:

(a) The maximum principal amount of Applicable Bonds of the Authority which are hereby and hereunder guaranteed as to the punctual payment of the principal thereof and interest thereon is and the maximum estimated cost of the Municipality Equipment and the Municipality Project to be financed in accordance with the transaction contemplated hereby is \$8,500,000.

(b) The purposes described in this guaranty ordinance is not a current expense of the Municipality and no part of the cost thereof has been or shall be assessed on property specially benefitted thereby.

(c) A supplemental debt statement of the Municipality has been duly made and filed in the office of the Clerk of the Municipality, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State, and such debt statement shows that while the gross debt of the Municipality, as defined in the Local Bond Law, is increased by this guaranty ordinance by \$8,500,000 in accordance with the provisions of the Act, the net debt of the Municipality is not increased, and the obligation of the Municipality authorized by or incurred pursuant to the terms of this guaranty ordinance is permitted by an exception to the debt limitations of the Local Bond Law which exception is contained in the Act.

(d) All other items to be contained in a bond ordinance adopted pursuant to the Local Bond Ordinance are hereby determined to be inapplicable to the Municipality's guaranty of the Applicable Bonds hereby.

SECTION 6. This guaranty ordinance shall take effect at the time and in the manner provided by law, but in any event no later than the issuance of the Applicable Bonds.

July 21, 1992 .

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Carrino.

Absent: Council Members Branch, Rice.

The City Clerk stated that this ordinance will be considered on the August 5, 1992 Agenda of the Municipal Council on Second Reading and Final Passage.

(Council Member Branch arrived 12:26 P.M.)

6-Ph, S & F-b.(S-1).

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing for payment of amounts owing to others for taxes levied in and by the City of Newark in the County of Essex, State of New Jersey, for the tax year 1991 and appropriating \$8,500,000. therefor and authorizing the issuance of \$8,500,000. bonds or notes of the City for financing the cost thereof.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, COUNTY OF ESSEX, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The City of Newark, New Jersey is hereby authorized to pay an aggregate amount not exceeding \$8,238,199.45 for amounts owed or which may be owed by the City to the owners of various properties for taxes levied in the City, as more particularly described on the List of Owners and Properties involved in Tax Appeals, for the year 1991, dated July , 1991 and available for inspection in the office of the Municipal Clerk, which List is hereby incorporated by reference and attached hereto as Exhibit A as if set forth at length herein.

Section 2. An aggregate amount not exceeding \$261,800.55 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 and 40A:2-51 has been included in the aggregate principal amount of refunding bonds authorized herein.

Section 3. In order to finance the cost of the tax refunds described in Section 1 hereof, negotiable refunding bonds are hereby authorized to be issued in the principal amount of \$8,500,000 pursuant to the Local Bond Law.

Section 4. In anticipation of the issuance of the refunding bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law. All refunding bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest as such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations.

All notes issued hereunder may be renewed from time to time, but all such notes including renewals shall mature and be paid no later than the fifth anniversary of the date of the original notes; provided, however, that no notes shall be renewed beyond the first or any succeeding anniversary date of the original notes; provided, however, that no notes shall be renewed beyond the first or ny succeeding anniversary date of the original notes unless an amount of such notes, at least equal to the first legally payable installment of the bonds in anticipation of which the notes are issued, determined in accordance with the maturity schedule for the bonds approved by the Local Finance Board, is paid and retired on or before such anniversary date, and provided, further, that renewals thereof and any permanent bonds which are outstanding, shall not exceed the period set for the maturity of the bonds by the local Finance Board.

July 21, 1992

The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. One such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and issued by the chief financial officer of the City as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein.

Section 6. The City hereby represents that amounts appropriated pursuant to this refunding bond ordinance to be applied to the payment of tax appeals referred to herein shall be

borrowed only as needed to satisfy the City's obligations pursuant to any Tax appeal judgment adverse to the City or any tax appeal settlements.

Section 7. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has endorsed upon a certified copy of the ordinance as finally adopted.

July 21, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on public hearing, second reading and final passage was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Tucker, Villani, President Bradley.

Not Voting: Council Member Martinez.

Absent: Council Member Rice.

President Bradley: The yeses are seven, the noes are none, one not voting and one absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

RESOLUTIONS.

7-R-a (S-1)

Resolution of the City of Newark in the County of Essex, State of New Jersey, authorizing the execution and delivery of a Capital Equipment Lease Purchase Agreement with the Essex County Improvement Authority in connection with the issuance by the Authority of its Capital Equipment and Property and Infra-structure Program Local Unit Guaranteed Lease Revenue Bonds, Series 1992 to finance the Municipality's participation in the Authority's 1992 Capital Equipment and Property and Infra-Structure Leasing Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

The City Clerk stated that this resolution will be considered by the Members of the Municipal Council at their August 5, 1992 regular meeting.

(Council Member Rice arrived 12:29 P.M.)

7-R-b. (S-1)

Resolution amending Resolution 7-R-a (S), July 14, 1992, "Resolution ratifying and authorizing Mayor and Business Administrator to file application with the United States Department of Housing and Urban Development, for Community Development Block Grant, in amount of \$12,398,000., \$239,000. program income anticipated, totalling \$12,637,000., for Fiscal Year 1992. (May 1, 1992 to April 30, 1993)."

(Chief of Staff Mattison and Coordinator of Federal and State Aid Schulgasser met with the Council July 21, 1992)

A motion to adopt the resolution with the necessary amendments and appenditures be included therein was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Harris.

July 21, 1992

ADJOURNMENT.

12-a (S-1).

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

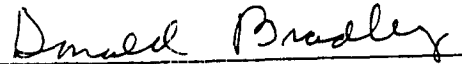
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

The meeting adjourned at 12:31 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, July 21, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Third Floor, City Hall, Newark, New Jersey at 12:32 P.M.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

City Clerk Marasco read letter dated July 16, 1992, from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Tuesday, July 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, to consider the following legislation:

"An ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35: 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; and 52 (A/K/A 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, All Lots (A/K/A 399-425 Springfield Avenue; 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-Of-Way of Fairmount Avenue (Central Ward)."

"An ordinance authorizing finding that certain Redevelopment Plans of the City of Newark, New Jersey are Redevelopment Plans under section 2 of the County Improvement Authorities Law of the State of New Jersey P.L. 1960, C. 183 (C. 40:37a-45 Et. Seq.) and authorizing the Essex County Improvement Authority to undertake the financing of a portion of the Improvements Contemplate by such Redevelopment Plans."

"Ordinance of the City of Newark, in the County of Essex, State of New Jersey amending Ordinance No. 6-S & F-f October 16, 1991 of the City of Newark and authorizing the execution and delivery of a Ground Lease Agreement with the Essex County Improvement Authority and a lease agreement with the Essex County Improvement Authority and the taking of other action in connection with the issuance by the Essex County Improvement Authority of its General Obligation Lease Revenue Bonds to finance a portion of the cost of Implementation of the Redevelopment Plans of the City of Newark for the Multiplex Theater Site, the University Heights Area, the Victory Gardens area and the Sportworld Redevelopment Area."

City Clerk Marasco further read letter dated July 16, 1992, from His Honor, Mayor Sharpe James, requesting the following legislation be added to the call of the Special Meeting of the Municipal Council, for Tuesday, July 21, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304, City Hall, Newark, New Jersey:

"Resolution amending 1987 contract between K. Hovnanian at Newark II, Inc., and the City of Newark for redevelopment of sites A, B, C, D and E of the University Heights Redevelopment Plan Area."

"An ordinance approving a Second Amendment to the University Heights Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237, and 238, in their entirety." (6-F-m (A.S.) on first reading July 8, 1992)

Second reading and final passage is requested on said ordinance.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail The Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on July 16, 1992, at the time of their preparation. All persons who prepaid for advance notice of meetings also received copies of the notices as required by law."

July 21, 1992

A motion to consider Items 8-a (S-2), 8-b (S-2) and 8-c (S-2) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, President Bradley.
Absent During Roll Call: Council Members Carrino, Martinez, Villani.

ORDINANCES ON FIRST READING.

President Bradley called for ordinances on first reading.

6-F-a. (S-2)

The City Clerk read **An ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; and 52 (A/K/A 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, All Lots (A/K/A 399-425 Springfield Avenue; 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-Of-Way of Fairmount Avenue (Central Ward).**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Redevelopment Director Cooper met with the Council July 21, 1992)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Rice, Tucker, President Bradley.

Not Voting: Council Member Harris.

Absent During Roll Call: Council Members Carrino, Martinez, Villani.

President Bradley: The yeses are five, the noes are none, one not voting and three absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on August 5, 1992.

6-F-b. (S-2)

The City Clerk read **An ordinance authorizing finding that certain Redevelopment Plans of the City of Newark, New Jersey are Redevelopment Plans under Section 2 of the County Improvement Authorities Law of the State of New Jersey P.L. 1960, C.183 (C.40:37a-45 et seq.) and authorizing the Essex County Improvement Authority to undertake the financing of a portion of the improvements contemplated by such Redevelopment Plans.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, President Bradley.

Absent During Roll Call: Council Members Carrino, Martinez, Villani.

President Bradley: The yeses are six, the noes are none and three absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action August 5, 1992.

6-F-c. (S-2)

The City Clerk read **An ordinance of the City of Newark, in the County of Essex, State of New Jersey amending Ordinance No. 6-S & F-f October 16, 1991 of the City of Newark and authorizing the execution and delivery of a Ground Lease Agreement with the Essex County Improvement Authority and a lease agreement with the Essex County Improvement Authority and the taking of other action in connection with the issuance by the Essex County Improvement Authority of its General Obligation Lease Revenue Bonds to finance a portion of the cost of Implementation of the Redevelopment Plans of the City of Newark for the Multiplex Theater Site, the University Heights Area, the Victory Gardens area and the Sportsworld redevelopment Area.**

(Copy of ordinance and correspondence submitted to each Member of the Council)
(Business Administrator Grant and Redevelopment Director Cooper met with the Council July 21, 1992)

July 21, 1992

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Rice, Tucker, President Bradley.

Not Voting: Council Member Harris.

Absent During Roll Call: Council Members Carrino, Martinez, Villani.

President Bradley: The yeses are five, the noes are none, one not voting and three absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action August 5, 1992.

Ordinance approving a Second Amendment to the University Heights Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238, in their entirety.

The City Clerk stated that no action could be taken at this time on the above ordinance since this ordinance was adopted on first reading at the regular meeting of the Municipal Council on July 5, 1992, and said ordinance was advertised on July 13, 1992, giving public notice that this ordinance would be considered on public hearing and be considered for further action on August 5, 1992.

RESOLUTIONS.

7-R-a. (S-2)

Resolution amending Resolution 7-R-b (S-2), October 21, 1986, designating K. Hovnanian at Newark II, Inc., as Redeveloper and authorizing contract with same for redevelopment of project "University Heights Redevelopment Area".....by amending contract with Redeveloper for sale of certain parcels of land within Sites C & E and authorizing execution of Bargain and Sale Deeds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Martinez, Rice, Tucker, Villani, President Bradley.

No: Council Members Grant, Harris.

The City Clerk was directed to communicate with Administration requesting a detailed summary of the total dollar amount in funds and amenities provided to K. Hovnanian for the University Heights Redevelopment Area; further, requesting a written report identifying the total dollar amount in Community Development Block Grant (CDBG) funds provided for demolition and relocation, as well as the dollar amount provided in all Regional Contribution Agreement funds (RCA); in addition the number of individual recipients of RCA funds at the University Heights Redevelopment Sites A, B, C, D, and E.

COMMUNICATIONS.

8-a. (S-2) Communication From His Honor, Mayor Sharpe James, received July 17, 1992, enclosing proposed, "An ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35: 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47: and 52 (A/K/A 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, All Lots (A/K/A 399-425 Springfield Avenue; 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-Of-Way of Fairmount Avenue (Central Ward)."

(For action on this item, see Ordinance 6-F-a (S-2), on page 2 in the minutes of this meeting.)

July 21, 1992

- 8-b. (S-2) Communication From His Honor, Mayor Sharpe James, received July 17, 1992, enclosing proposed, "An ordinance authorizing finding that certain Redevelopment Plans of the City of Newark, New Jersey are Redevelopment Plans under section 2 of the County Improvement Authorities Law of the State of New Jersey P.L. 1960, C. 183 (C. 40:37a-45 Et. Seq.) and authorizing the Essex County Improvement Authority to undertake the financing of a portion of the Improvements Contemplated by such Redevelopment Plans."

(For action on this item, see Ordinance 6-F-b (S-2), on page 2 in the minutes of this meeting.)

- 8-c. (S-2) Communication From His Honor, Mayor Sharpe James, received July 17, 1992, enclosing proposed, "Ordinance of the City of Newark, in the County of Essex, State of New Jersey amending Ordinance No. 6-S & F-f October 16, 1991 of the City of Newark and authorizing the execution and delivery of a Ground Lease Agreement with the Essex County Improvement Authority and a lease agreement with the Essex County Improvement Authority and the taking of other action in connection with the issuance by the Essex County Improvement Authority of its General Obligation Lease Revenue Bonds to finance a portion of the cost of Implementation of the Redevelopment Plans of the City of Newark for the Multiplex Theater Site, the University Heights Area, the Victory Gardens area and the Sportsworld Redevelopment Area.

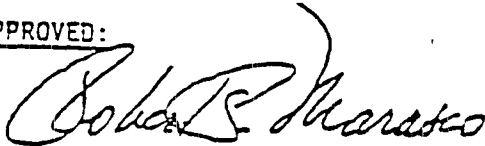
(For action on this item, see Ordinance 6-F-c (S-2), on page 2 in the minutes of this meeting)

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Grant, Harris, Rice, Tucker, President Bradley.
Absent During Roll Call: Council Members Carrino, Martinez, Villani.

This meeting adjourned at 1:23 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, August 5, 1992

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 2:05 P.M.

The audience arose for the National Anthem.

The invocation was offered by Reverend Jonah Nixon, Trinity Baptist Church.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley; City Clerk Robert P. Marasco, Clerk of the Municipal Council. Messrs. Frederick Cole, James Walker, Albert Mrozik and Marilyn Williams, Assistant Corporation Counsels.

Absent: Council Member Carrino.

(Council Member Carrino arrived 2:10 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Elizabeth Daily Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on July 30, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented **Report on Examination of Accounts of the City of Newark for the Year 1990, submitted by Samuel Klein and Company, Certified Public Accounts.**
(Copy submitted to each Member of the Council)

A motion that the Report on the Examination of Accounts be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

- 4-b. The City Clerk presented **Application for 1992 Green Trust Loan/Grant Funding Program, with deadline date for receipt of fully completed application October 30, 1992.**

(Copy submitted to each Member of the Council)

A motion that the application be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

- 4-c. The City Clerk presented **1991 Annual Report of Newark Municipal Court.**

A motion that the 1991 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

- 4-d. The City Clerk presented **Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Business Administrator for month of June, 1992.**

A motion to approve Report of Contracts Awarded as recommended by Acting Purchasing Agent and approved by Business Administrator for month of June 1992, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council as follows: Associated Humane Societies-\$200,000., Animal Control Services and adoption of the following on this agenda of Resolution 7-R-h, Lisbon Cleaning Company-\$625,000.-Janitorial Maintenance Services, Resolution 7-R-j, Precision Environmental Control Inc.-\$95,000., Air Conditioning Services and Resolution 7-R-g, United Community Corp.-\$100,000., Temporary Shelter and Food for the Homeless was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

- 4-e. The City Clerk presented **Reports of Office of City Clerk, for months of May and June, 1992.**

A motion that the Reports be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 4-f. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held May 21, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

- 4-g. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held June 18, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

- 4-h. The City Clerk presented **Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held June 11, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

- 4-i. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held June 18, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

- 4-j. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of City of Newark, held June 18, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

August 5, 1992

- 4-k. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-North, held June 12, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

- 4-l. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Manaque-South, held June 12, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

BOARD OF ADJUSTMENT APPEAL.

- 4-A-1. The City Clerk read **In the matter of application of Steve Eifler, owner and applicant, to permit in a Third Residential Zone, interior alterations and conversion of a two (2) family dwelling to a three (3) family dwelling and conversion of an existing machinery shop to be used as one (1) apartment with insufficient side, rear and front yards and two (2) main buildings on a lot less than two (2) acres, on property located at 360-363 Grove Street.**

(West Ward)

(Copy of transcript submitted to each Member of the Council)

(Mr. David Wright, Appellant)

(Board of Adjustment hearing held June 24, 1992)

(Transcript filed July 13, 1992)

The Board of Adjustment at its regular meeting held June 24, 1992, approved the application by 7 ayes and 0 nays.

An appeal in this matter was filed in the Office of the City Clerk on June 29, 1992 by Mr. David Wright.

The transcript in connection with this matter was received on July 13, 1992, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On July 15, 1992, the City Clerk notified the applicant, the appellant, and the appellant's attorney that an appeal in this matter would be heard by the Municipal Council at its regular meeting August 5, 1992, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

President Bradley stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment In the matter of application of Steve Eifler, owner and applicant, to permit in a Third Residential Zone, interior alterations and conversion of a two (2) family dwelling to a three (3) family dwelling and conversion of an existing machinery shop to be used as one (1) apartment with insufficient side, rear and front yards and two (2) main buildings on a lot less than two (2) acres, on property located at 360-363 Grove Street. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

August 5, 1992

A motion to defer action on the matter at the request of the applicant was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Member Tucker.

Absent: Council Member Carrino.

(Council Member Carrino arrived 2:15 P.M.)

4-A-2.

The City Clerk read in the matter of application of Arthur J. Christensen, owner and applicant, to permit in a Third Residential Zone and First Industrial Zone, a used car sales lot by conditional use approval, and not permitted in a third residential zone, on property located at 28-32 Whitney Street and 367-373 Grove Street.

(West Ward)

(Copy of transcript submitted to each Member of the Council)

(Mr. David Wright, Appellant)

(Board of Adjustment hearing held June 10, 1992)

(Transcript filed July 13, 1992)

The Board of Adjustment at its regular meeting held June 24, 1992, approved the application by 7 ayes and 0 nays.

An appeal in this matter was filed in the Office of the City Clerk on June 29, 1992 by Mr. David Wright.

The transcript in connection with this matter was received on July 13, 1992, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On July 14, 1992, the City Clerk notified the applicant, the appellant, the and the appellant's attorney that an appeal in this matter would be heard by the Municipal Council at its regular meeting August 5, 1992, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

President Bradley stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application of Arthur J. Christensen, owner and applicant, to permit in a Third Residential Zone and First Industrial Zone, a used car sales lot by conditional use approval, and not permitted in a third residential zone, on property located at 28-32 Whitney Street and 367-373 Grove Street. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and the place for the appeal to commence.

MR. DAVID WRIGHT, 365 GROVE STREET, NEWARK, NEW JERSEY, addressed the Municipal Council in opposition to this application.

A motion to affirm the decision of the Board of Adjustment was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Martinez, Rice, Tucker, Villani.

Not Voting: Council Members Branch, Grant, Harris, President Bradley.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bradley called for ordinances on first reading.

- 6-F-a.** The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Raymond Boulevard. (East Ward)**

(Deleting:

Raymond Boulevard

North Side, from Blanchard Street to Raymond Plaza West.

Adding:

Raymond Boulevard

North Side, from Blanchard Street to Monroe Street.

North Side, from Jackson Street to Raymond Plaza West)

(Copy of ordinance and correspondence submitted to each

Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

At a later time in the meeting, after Hearings of Citizens, a motion to reconsider Ordinance 6-F-a was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

President Bradley: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

- 6-F-b.** The City Clerk read **An ordinance authorizing the Acting Director of Department of Development to acquire privately owned properties within the Old Third Ward Urban Renewal Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-(5)(a)(1) and N.J.S.A. 20:1-1 et seq.**

(129-135 Court Street - Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

August 5, 1992

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

6-F-c.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Broad Street as a One-way Street.

(Deleting:

Broad Street - northbound
from Clay Street to Harvey Street.

Adding:

Broad Street - northbound
from Clay Street to Oriental Street.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

6-F-d.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To institute the title of Supervisor of Accounts in the Department of Administration.)

(Supervisor of Accounts 1 1/1/91 \$26,948.18 - \$32,397.67
(37 1/2 Hours))

(Instituting title in Department of Administration, Division of Budget. Old title is common title, but number of employees will be reduced by one. Change will result in cost savings to the City. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

August 5, 1992

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

6-F-e.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Fire and establishing salaries therefor," (6-S & F-I) adopted May 4, 1977, as amended and supplemented (To Institute the title of Deputy Municipal Emergency Management Coordinator (Represented) and to abolish the title of Supervisor, Office of Emergency Management in the Department of Fire).

(Deputy Municipal	1	1/1/92	\$35,480.34 - \$43,126.01
Management Coordinator		1/1/93	36,899.55 - 44,851.05
(Represented)		1/1/94	38,375.53 - 46,645.09
(35 Hours))			

(Instituting title and abolishing old in Department of Fire as a result of New Jersey Department of Personnel reclassification. Salary range will remain unchanged. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

6-F-f.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To Institute the title of Executive Assistant in the Department of Finance).

(Executive Assistant	1	1/1/91	\$39,306.40 - \$47,410.82
(35 Hours))			

(Instituting title in Department of Finance, Division of Water Accounting and Customer Service to provide Director with adequate administrative support in connection with daily management of Division. No additional funds required. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

August 5, 1992

A motion to adopt the ordinance on first reading and directing the City Clerk to communicate with Business Administrator Grant and Finance Director Jean requesting a Table of Organization detailing the duties and reporting structure of this title especially as it relates to the Water/Sewer Authority was made by Council Member Branch, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

6-F-g.

The City Clerk read **An ordinance granting five (5) years of tax abatement to Manuel Soares, the owner of the qualified residential structure located at 117 Fleming Avenue, more specifically identified on the Official Tax Map as Block 2476, Lot 6, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring five (5) years thereafter.** (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

6-F-h.

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Commercial Street.** (East Ward)

(Commercial Street - both sides.

Beginning at Raymond Plaza East, extending to the dead end.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

August 5, 1992

6-F-I.

The City Clerk read **An ordinance granting an extension of the timetables for the Commencement and Completion of the St. James Square Housing Corporation Affordable Housing Development.**

(Commencement of construction to July, 1992)

(109-109 1/2 Broad Street, Block 523, Lots 1 and 60 - North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

6-F-J.

The City Clerk read **An ordinance to amend Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the definition of discotheque, making discotheques a conditional use and prohibiting discotheques and public dance halls from within 1,000 feet of certain establishments and facilities.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Corporation Counsel Hollar-Gregory met with the Council August 5, 1992)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Grant.

President Bradley: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

6-F-k.

The City Clerk read **An ordinance to amend in its entirety Title 13A:5-1, et seq., of the Revised Ordinances of the City of Newark, New Jersey, 1966, to Repeal Ordinance 6-S & F-a, adopted by the Newark Municipal Council on June 3, 1987 and 6-S & F-a, dated December 6, 1989, an Ordinance requiring mandatory separation, at the source of recyclables for the purpose of collection and disposition by the City of Newark.**

(Provides definitions as well as other changes necessary for modification and continual implementation of Newark's Mandatory Recycling Ordinances to be consistent with Essex County Recycling Plan and the New Jersey Mandatory Recycle)

(Copy of ordinance and correspondence submitted to each Member of the Council)

August 5, 1992

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

6-F-l.

The City Clerk read **An ordinance to amend and supplement Title 8, Business and Operations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities, Section 1, License Required, and Section 5, License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by requiring operators of junk shops, junkyards and metal processing facilities who purchase used motor vehicles for the purpose of wrecking, storing or selling parts thereof to obtain a limited used motor vehicle sales lot license for purchasing used motor vehicles.)**

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

A motion to consider Item 8-a, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

6-F-m.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Office of the Mayor and Agencies and establishing salaries therefor,"**

(6-S & F-c) adopted May 4, 1977, as amended and supplemented (To institute the title of Principal Accountant and to abolish the title of Senior Accountant in the Municipal Courts).

(Principal	1/1/92	\$26,976.93 -	\$32,410.80
Accountant	1/1/93	28,056.01 -	33,707.23
(35 Hours)	1/1/94	29,178.25 -	35,055.52)

(Instituting title and abolishing old in the Municipal Courts. Represented by Newark Council No. 21, Civil Service Association. New title carries a lower salary range than the old one.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

August 5, 1992

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

A motion to consider Item 8-d, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

6-F-n.

The City Clerk read **An ordinance authorizing the Director of the Department of Development to acquire privately owned properties within the Krueger-Scott Cultural Center Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.**

(Central Ward)

(141 Court Street, 137 Court Street, 24-26 College Place, 28 College Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

A motion to consider Item 8-h, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1992

6-F-o.

The City Clerk read **An ordinance authorizing the execution of a lease between the City of Newark, Lessor, and The Boys and Girls Club of Newark, Inc., Lessee, with the authorization to sublease to the South Ward Cultural Center, for the premises commonly known as 392-400 Hawthorne Avenue, Block 3617, Lots 8, 9, & 12, for the sum of one hundred dollars (\$100.) or the County Taxes, whichever is greater, per year for a period of ten (10) years with the option to renew for four (4) additional ten (10) year periods, for a period of fifty (50) years.**

(Commencing September 1, 1992 and terminating no later than August 31, 2042)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

A motion to consider Item 8-k (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

6-F-p.

The City Clerk read **An ordinance repealing Ordinance 6-S & F-f, adopted June 3, 1992, an ordinance entitled, "An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by providing for the dismissal of Members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board of Adjustment for excessive and unexcused absences).**

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

A motion to consider Item 8-l (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1992

6-F-q.
(A.S.)

The City Clerk read **An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by further pro-rating the payment of stipends for Members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment, according to the degree of attendance at their meetings, and provide for the dismissal of Board and Commission Members for excessive unexcused absences).**

(Copy of ordinance and communication submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

A motion to remove from the table **"An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a One-Way Street"** (6-F-d. tabled May 6, 1992) was made by Council Member Branch, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

6-F-r.
(A.S.)

The City Clerk read **"An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a One-Way Street."**

(North Ward)

(Adding:

Kearny Street, eastbound, between Garside Street and Summer Avenue.

Deleting:

Kearny Street, eastbound, between Garside Street and Broadway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Ordinance tabled May 6, 1992)

(Ordinance removed from the table August 5, 1992)

August 5, 1993

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

At a later time in the meeting, after Hearings of Citizens, a motion to consider Item 8-o (A.S.) on Ordinances on First Reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Members Grant, Tucker.

6-F-s.
(A.S.)

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Raymond Boulevard.**

(Deleting:

Raymond Boulevard,

South side from Blanchard Street to McCarter Highway.

Adding:

Raymond Boulevard

South side, from Blanchard Street to Jackson Street

South side, from Monroe Street to McCarter Highway)

(Copy of ordinance and correspondence submitted to each

Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Members Grant, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

At a later time in the meeting, after Ordinance 8-n (A.S.), a motion to consider Item 8-p (A.S.) on Ordinances on First Reading was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1993

**6-F-t.
(A.S.)**

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Time, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Humboldt Street.**

(Humboldt Street, east side, from West Market Street to Orange Street)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

At a later time in the meeting, after Ordinance 8-n (A.S.), a motion to consider Item 8-q (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**6-F-u.
(A.S.)**

The City Clerk read **An ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule III, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.**

(Changes Council meeting time from 8:00 P.M. to 7:00 P.M.)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 2, 1992.

August 5, 1992

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertise in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage.

Ordinance amending Section 23:2-1, One way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Brill Street as a One-way Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Brill Street:
Southbound, between Raymond Boulevard and Fleming Avenue

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes one-way street on Brill Street between Raymond Boulevard and Fleming Avenue.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1992

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting permission to New Jersey Institute of Technology to construct within the City of Newark's utility right-of-way easement on lands of New Jersey Institute of Technology created by Ordinance 6-S & F-f, dated May 1, 1991.

WHEREAS, the City of Newark by Ordinance 6S&FF, dated 05/01/91, attached hereto as Exhibit "A" accepted a 30 foot utility right-of-way easement from New Jersey Institute of Technology and granted permission to New Jersey Institute of Technology to construct a combined sewer main and water main within said easement area; and

WHEREAS, upon completion of the construction of the combined sewer main and water line the City of Newark accepted ownership of said utilities; and

WHEREAS, New Jersey Institute of Technology (hereinafter referred to as "NJIT") desires to construct within the City of Newark's utility right-of-way easement created by Ordinance 6S&FF, dated 05/01/91; and

WHEREAS, NJIT agrees to totally maintain and repair the combined sewer main and water main within the 30 foot wide utility right-of-way easement.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The City of Newark grants permission to NJIT to construct an entrance gate and monument within its 30 foot wide utility right-of-way easement created under Ordinance 6S&FF, dated 05/01/91. Said easement area contains a combined sewer main and water main.

Section 2. NJIT shall have sole and total responsibility to maintain and repair the combined sewer and appurtenances as well as the water main within the 30 foot wide easement area.

Section 3. The Mayor and the Director of the Department of Engineering be and is hereby authorized on behalf of the City of Newark to enter into the attached agreement with NJIT allowing for the university to construct within the city's utility right-of-way easement, same to be attested to by the City Clerk and approved as to form and legality by the Corporation Counsel.

Section 4. Such permission be and is hereby given upon the condition and provision that NJIT, its successors and assigns, not only shall indemnify and save harmless the City of Newark, its officers, agents, and servants from any claims whatsoever arising from or in any way connected with the granting or the construction within the easement area but shall agree to assume on behalf of the City of Newark defense of any action at law or injury which may be brought against the City upon such claims or from claims arising during the construction period.

Section 5. In addition to the indemnity agreement aforesaid, NJIT, its successors and assigns, shall at its own cost and expense procure and keep in full force and effect paid-up policies during construction for comprehensive general liability insurance in favor of the City of Newark, in the amount of at least \$2,000,000 for injury to any one person and \$5,000,000 to more than one person arising out of any one accident, and property damage insurance insuring the City of Newark as its interest may appear against any and all claims for damage to property of others to the extent of \$250,000 said policies to be approved by the Corporation Counsel and proof of said insurance coverage to be filed with the City Clerk. NJIT shall be required to increase the amount of said insurance policies for inflation, same to be approved by the Corporation Counsel.

Section 6. Such permission be and is hereby given upon the further condition that NJIT, its successors and assigns shall become subject to any Ordinance or Resolution now or hereafter adopted by the City of Newark that may apply to the sewer main and water main within the 30 foot wide utility right-of-way easement.

Section 7. Such permission be and is hereby given upon the condition that NJIT shall file with the City of Newark its written acceptance of the provisions of this Ordinance within thirty (30) days from the date on which it takes effect and shall pay on demand of the City of Newark the amount and cost and expense to the City for all official publication of this Ordinance.

Section 8. NJIT shall be responsible for the repair of and/or damage to paving, utility lines, or any surface or subsurface installation, etc., arising from the construction within the 30 foot wide utility right-of-way easement.

Section 9. Such permission is granted subject to all State Laws and City Ordinances governing the aforesaid sewer and water mains.

Section 10. NJIT, subject to the approval of the City of Newark's Corporation Counsel, shall record in the Essex County Register's Office the agreement as described in Section 3 above.

Section 11. This Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This Ordinance grants permission to New Jersey Institute of Technology to construct an entrance gate and monument within a City of Newark utility right-of-way easement.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1992

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving an amendment to the Urban Renewal Plan for the Newark Plaza N.J.R-58 Urban Renewal Project (14th Amendment), a redevelopment plan for an area generally bounded by the Passaic River; Raymond Plaza West and Alling Street; Edison Place and Lafayette Street; Broad Street, Mulberry Street, Beaver Street, Commerce Court and Pine Street; Park Place, Cherry Street, and the northerly line of Lot 12 in City Block 130.

WHEREAS, the Municipal Council of the City of Newark, New Jersey, has heretofore, by Resolution 7RH adopted, October 16, 1963; Resolution 7RBM, adopted May 20, 1964; Resolution 7Rbb, adopted April 16, 1969; Resolution 7Rbq, adopted May 18, 1973; Ordinance 6S & FB, adopted March 16, 1977; Ordinance 6S & Fk, adopted November 13, 1978; Ordinance 6S & FC, adopted July 9, 1980; Ordinance 6S & Fe, adopted February 3, 1982; Ordinance 6S & FC, adopted April 4, 1984; Ordinance 6S & FC, adopted August 7, 1985; Ordinance 6S & FS, adopted August 3, 1988; Ordinance 6S & FW, adopted November 14, 1988; Ordinance 6S&FF, adopted May 17, 1989; Ordinance 6S&ff, adopted May 17, 1989; approved an Urban Renewal Plan and Amendment, thereto for the Newark Plaza Project (N.J.R-58, and is currently considering a further amendment of said Urban Renewal Plan; and

WHEREAS, the Housing Authority of the City of Newark New Jersey, and the Central Planning Board of the City of Newark, New Jersey have considered and approved a further amendment of said Urban Renewal Plan, said amendment consisting of certain clarification of Floor-Area-Ratio controls on Map No. 5 of the Plan; and

WHEREAS, said Urban Renewal Plan complies with the requirements of all applicable state and federal statutes and regulations promulgated hereunder; and

WHEREAS, the Central Planning Board of the City of Newark has submitted to the Municipal Council its resolution, certification and recommendation respecting the amended Urban Renewal Plan for the Project Area and the Municipal Council has duly considered the recommendation of the Planning Board; and

WHEREAS, it has heretofore been found and determined by Resolution 7RT, adopted on July 10, 1961; Resolution 7RBO, adopted on February 16, 1977; Resolution 7RBY on November 6, 1991; that the project area is a blighted area under Chapter 187 of the Laws of the State of New Jersey, 1949, as amended; and

WHEREAS, it is not necessary that the Municipal Council take any appropriate official action respecting the relocation program and the Urban Renewal Plan for the Project, in conformity with a contract for financial assistance between the Newark Redevelopment & Housing Authority and the United States of America, acting by and through the Secretary of the Department of Housing and Urban Development; and,

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including the prohibiting of discrimination because of race, color, creed of national origin;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That it is hereby found and determined that the Urban Renewal Plan for the Area conforms to the general plan of the City of Newark.

Section 2. That it is hereby found and determined that the Urban Renewal Plan for the Area gives due consideration to the provisions of adequate park and recreational areas and facilities, as may be desirable for the neighborhood improvement with special consideration for the health, safety and welfare of children residing in the general vicinity of the site covered by the Plan.

Section 3. That it is hereby found and determined that the amended Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the urban renewal of the area by private enterprise.

Section 4. That it is hereby found and determined that the objectives of the amended Urban Renewal Plan can not be achieved through rehabilitation of the Project Area.

Section 5. That in order to facilitate the implementation of the Urban Renewal Plan for the area it is found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Plan, and take appropriate action upon proposals and measures designed to effectuate said Plan.

Section 6. That the Urban Renewal Plan for the Area having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Urban Renewal Plan with the minutes of this meeting.

Section 7. That this Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT OF PURPOSE

This Ordinance will provide needed amendment to the existing Urban Renewal Plan (which is the Redevelopment Plan for this area), for the purpose of improving the area, consistent with the needs of the area as well as the needs of the community as a whole.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Members Grant, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1992

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertise in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation to execute a Deed between the City of Newark and the Township of Vernon for the purpose of re-aligning Canistear Road located in Sussex County, State of New Jersey.

WHEREAS, the Township of Vernon instituted a condemnation suit against the City of Newark regarding the parcels described in the attached Deed. Said suit enabled the Township of Vernon to complete a road re-alignment project (Canistear Road), portions of which were owned by the City of Newark; and

WHEREAS, the City of Newark has no interest in accepting the abandoned portion of the former road as a credit against a portion of the value of the lands being taken; and

WHEREAS, the Board of Directors of the Newark Watershed Conservation and Development Corporation has recommended that the Municipal Council approve the Deed; and

WHEREAS, the granting of the Deed does not adversely affect any public purpose.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Executive Director of the Newark Watershed Conservation and Development Corporation is hereby authorized to execute the attached Deed of property to the Township of Vernon to complete the Canistear Road Re-Alignment Project.

2. An executed copy of the Deed shall be filed forthwith with the office of the City Clerk of the City of Newark.

3. This Ordinance shall take effect upon final passage and publication in accordance with N.J.S.A. 40A:12-13(b) (1).

4. That the N.W.C.D.C. shall collect the sum of \$8,400.00 in connection with this transfer of ownership, pursuant to Council Resolution, 7RH, adopted March 20, 1974, as amended by Council Resolution 7RK of July 16, 1975.

5. The terms of the Deed are made a part of this Ordinance by reference.

STATEMENT:

Ordinance authorizing Executive Director of Newark Watershed Conservation and Development Corporation to execute a deed between City of Newark and Township of Vernon for realigning Canistear Road.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Members Grant, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1992

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-4, of Title 23, Traffic and Signals of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented by revising on-street parking regulation on Mulberry Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That ~~Section 23:5-4, Parking Limited to One Hour, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:~~

Mulberry Street:

West side, from Market Street to Franklin Street.

From 9:30 a.m. to 4:00 p.m.

East side, from Market Street to McCarter Highway.

From 9:30 a.m. to 4:00 p.m., Monday through Friday.

an by adding thereto:

Mulberry Street:

Both sides, from Market Street to Lafayette Street.

From 9:30 a.m. to 6:00 p.m.

West side, from Lafayette Street to Franklin Street.

From 9:30 a.m. to 4:00 p.m., Monday through Friday.

East side, from Lafayette Street to McCarter Highway.

From 9:30 a.m. to 4:00 p.m., Monday through Friday.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

Section 4. This ordinance does not require approval of the Commissioner of Transportation.

STATEMENT: This ordinance extends the one hour parking regulation along a portion of Mulberry Street by two hours.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Members Grant, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1992

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By further pro-rating the payment of stipends for members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment according to the degree of attendance at their meetings).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 2, Paragraph (D) of Ordinance 6-S&FF(S-1) adopted July 16, 1986, Taxicab Commission, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as Amended and Supplemented, be and the same is hereby amended to read as follows:

D) Each year the commission shall select one of its members to be chairperson and shall adopt such rules of procedure and such by-laws as are necessary to fulfill its purposes as set forth in Section 3. The commission shall hold meetings, not more than once a week nor less than once a month, as it shall from time to time deem necessary. Each member shall receive a stipend of not more than \$3,500 per annum for attending board meetings. Such stipend shall be paid quarterly and in proportion to the number of meetings attended during each quarter. Said stipend shall be further pro-rated in accordance with the number of agenda items per meeting, and paid by the degree of attendance by members. Those members who maintain their attendance by deliberating on 100% of the agenda items shall be paid 100% of the stipend for that respective meeting. Those members who attend and deliberate on 75% of the agenda items shall be paid 75% of the stipend for that respective meeting. Those members who attend and deliberate on 50% of the agenda items shall be paid 50% of the stipend for that respective meeting. Those members who attend and deliberate on 25% of the agenda items shall be paid 25% of the stipend for that respective meeting. In no case shall any member be paid the full stipend for any meeting which he/she does not attend and deliberate on all agenda items for said meeting. Those members who are in attendance at board meetings but who do not deliberate on any agenda items shall not be paid a stipend. The determination as to whether the office of any member appointed to the board shall be deemed vacant shall be made in accordance with the provisions of C.302, P.L. 1979 (N.J.S.A. 40A:9-12.1), which reads in part as follows:

"The office of any person appointed to a specific term, with or without compensation, by the governing body or chief executive of any local unit, including persons appointed to any board, committee, commission, authority or other agency of one or more local units, shall be deemed to be vacant:.... In the case of a member of a board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meetings of such body for a period of 8 consecutive weeks, or for four consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointing authority in writing of such determination; provided, further, that such board, committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness;...."

SECTION 2. Title 15, Chapter 9B, Rent Control; Rent Control Board, Section 9(a) of Ordinance 6-S&FR adopted October 5, 1988, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as Amended and Supplemented, be and the same is hereby amended to read as follows:

15:9B-9. Rent Control Board.

(a) Membership. There is hereby created a rent control board within the Office of the Mayor of the City of Newark, which shall consist of five residents of the City of Newark appointed by the Mayor with the advice and consent of the Municipal Council. The board shall be composed of two tenants, two landlords and a fifth member who is a homeowner and neither a tenant nor a landlord. The term of each member shall be two years, except that of the members first appointed, one tenant and one landlord shall serve for a term of one year. No member may serve for more than two successive terms. Each member of the Board shall receive a stipend of not more than \$3,500. per annum for attending board meetings. Such stipend shall be paid quarterly and in proportion to the number of meetings attended each quarter. Said stipend shall be further pro-rated in accordance with the number of agenda items per meeting, and paid by the degree of attendance by members. Those members who maintain their attendance by deliberating on 100% of the agenda items shall be paid 100% of the stipend for that respective meeting. Those members who attend and deliberate on 75% of the agenda items shall be paid 75% of the stipend for that respective meeting. Those members who attend and deliberate on 50% of the agenda items shall be paid 50% of the stipend for that respective meeting. Those members who attend and deliberate on 25% of the agenda items shall be paid 25% of the stipend for that respective meeting. In no case shall any member be paid the full stipend for any meeting which he/she does not attend and deliberate on all agenda items for said meeting. Those members who are in attendance at board meetings but who do not deliberate on any agenda items shall not be paid a stipend. The determination as to whether the office of any member appointed to the board shall be deemed vacant shall be made in accordance with the provision of C. 302, P.L. 1979 (N.J.S.A. 40A:9-12.1), which reads in part as follows:

"The office of any person appointed to a specific term, with or without compensation, by the governing body or chief executive of any local unit, including persons appointed to any board, committee, commission, authority or other agency of one or more local units, shall deemed to be vacant:.... In the case of a member of a board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meeting of such body for a period of 8 consecutive weeks, or for four consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointing authority in writing of such determination; provided, further, that such board, committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness;....."

SECTION 3. Section 1, Paragraph (A) of Ordinance 6-S&Fj adopted April 6, 1988, Alcoholic Beverage Control Board, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as Amended and Supplemented, be and the same is hereby amended to read as follows:

(a) Each member of the Board of Alcoholic Beverage Control shall be compensated at the following rate and in the following manner: thirty-five hundred dollars per year payable in four (4) quarterly installments, except that said compensation shall be based upon the number of meetings of the board attended by each member of the board in proportion to the number of meetings held by the board during each quarter. Said stipend shall be further pro-rated in accordance with the number of agenda items per meeting, and paid by the degree of attendance by members. Those members who maintain their attendance by deliberating on 100% of the agenda items shall be paid 100% of the stipend for that respective meeting. Those members who attend and deliberate on 75% of the agenda items shall be paid 75% of the stipend for that respective meeting. Those members who attend and deliberate on 50% of the agenda items shall be paid 50% of the stipend for that respective meeting. Those members who attend and deliberate on

25% of the agenda items shall be paid 25% of the stipend for that respective meeting. In no case shall any member be paid the full stipend for any meeting which he/she does not attend and deliberate on all agenda items for said meeting. Those members who are in attendance at board meetings but who do not deliberate on any agenda items shall not be paid a stipend. The determination as to whether the office of any member appointed to the board shall be deemed vacant shall be made in accordance with the provisions of C. 302, P.L. 1979 (N.J.S.A. 40A:9-12.1), which reads in part as follows:

"The office of any person appointed to a specific term, with or without compensation, by the governing body or chief executive of any local unit, including persons appointed to any board, committee, commission, authority or other agency of one or more local units, shall be deemed to be vacant:.... In the case of a member of a board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meetings of such body for a period of 8 consecutive weeks, or for four consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointing authority in writing of such determination; provided, further, that such board, committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness;....."

Section 4. Title 16A, Chapter 1, Central Planning Board, Section 2 of the Revised Ordinances of the City of Newark, New Jersey, 1966, as Amended and Supplemented, be and the same is hereby amended to read as follows:

16A:1-2. Membership; terms; stipend.

The central planning board shall consist of nine members and two alternate members who shall be appointed and hold office in accordance with the provisions of C.40:55D-23. Effective January 1, 1985, each member and alternate member of the board shall receive a stipend of not more than \$3,500. per annum for attending board meetings. Such stipend shall be paid quarterly and in proportion to the number of meetings attended during each quarter. Said stipend shall be further pro-rated in accordance with the number of agenda items per meeting, and paid by the degree of attendance by members. Those members who maintain their attendance by deliberating on 100% of the agenda items shall be paid 100% of the stipend for that respective meeting. Those members who attend and deliberate on 75% of the agenda items shall be paid 75% of the stipend for that respective meeting. Those members who attend and deliberate on 50% of the agenda items shall be paid 50% of the stipend for that respective meeting. Those members who attend and deliberate on 25% of the agenda items shall be paid 25% of the stipend for that respective meeting. In no case shall any member be paid the full stipend for any meeting which he/she does not attend and deliberate on all agenda items for said meeting. Those members who are in attendance at board meetings but who do not deliberate on any agenda items shall not be paid a stipend. The determination as to whether the office of any member appointed to the board shall be deemed vacant shall be made in accordance with the provisions of C. 302, P.L. 1979 (N.J.S.A. 40A:9-12.1), which reads in part as follows:

"The office of any person appointed to a specific term, with or without compensation, by the governing body or chief executive of any local unit, including persons appointed to any board, committee, commission, authority or other agency of one or more local units, shall be deemed to be vacant:.... In the case of a member of a board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meetings of such body for a period of 8 consecutive weeks, or for four consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointing authority in writing of such determination; provided, further, that such board,

August 5, 1992

committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness;....."

SECTION 5. Title 16A, Chapter 2. Board of Adjustment, Section 2. of the Revised Ordinances of the City of Newark, New Jersey, 1966, as Amended and Supplemented, be and the same is hereby amended to read as follows:

16A:2-2. Membership; terms; stipend.

The board of adjustment shall consist of seven members and two alternate members who shall be appointed by the Municipal Council and who shall hold office in accordance with the provisions of C.40:55D-69, as amended. Each member and alternate member of the board shall receive a stipend of not more than \$3,500. per annum for attending board meetings. Such stipend shall be paid quarterly and in proportion to the number of meetings attended during each quarter. Said stipend shall be further pro-rated in accordance with the number of agenda items per meeting, and paid by the degree of attendance by members. Those members who maintain their attendance by deliberating on 100% of the agenda items shall be paid 100% of the stipend for that respective meeting. Those members who attend and deliberate on 75% of the agenda items shall be paid 75% of the stipend for that respective meeting. Those members who attend and deliberate on 50% of the agenda items shall be paid 50% of the stipend for that respective meeting. Those members who attend and deliberate on 25% of the agenda items shall be paid 25% of the stipend for that respective meeting. In no case shall any member be paid the full stipend for any meeting which he/she does not attend and deliberate on all agenda items for said meeting. Those members who are in attendance at board meetings but who do not deliberate on any agenda items shall not be paid a stipend. The determination as to whether the office of any member appointed to the board shall be deemed vacant shall be made in accordance with the provisions of C. 302, P.L. 1979 (N.J.S.A. 40A:9-12.1), which reads in part as follows:

"The office of any person appointed to a specific term, with or without compensation, by the governing body or chief executive of any local unit, including persons appointed to any board, committee, commission, authority or other agency of one or more local units, shall be deemed to be vacant:.... In the case of a member of a board, committee, commission, authority or other agency, whenever the member, without being excused by a majority of the authorized members of such body, fails to attend and participate at meetings of such body for a period of 8 consecutive weeks, or for four consecutive regular meetings, whichever shall be of longer duration, at the conclusion of such period, provided that such body shall notify the appointing authority in writing of such determination; provided, further, that such board, committee, commission, authority or other agency may refuse to excuse only with respect to those failures to attend and participate which are not due to legitimate illness;....."

SECTION 6. All prior ordinances or parts of prior ordinances inconsistent with this ordinance are hereby repealed.

SECTION 7. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance further pro-rates the payment of stipends for members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment according to the degree of attendance at their meetings.

August 5, 1993

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance since it was replaced by Ordinance 6-F-q (A.S.) in the minutes of this meeting was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Members Grant, Tucker.

6-S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To institute certain position titles and abolish others in the Municipal Courts).

(Instituting two new position titles and abolishing three in Municipal Courts as result of New Jersey Department of Personnel reclassification. Salary range will remain unchanged. Represented by Newark Council No. 21, Civil Service Association)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1(c) of the ordinance entitled, "An ordinance instituting positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S&FC) adopted May 4, 1977 as amended and supplemented to institute the titles and salary ranges as follows:

(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Municipal Court	1/1/92	\$19,483.90	\$22,902.02
Attendant	1/1/93	20,263.26	23,818.10
2524 (35 Hrs.)	1/1/94	21,073.79	24,770.82
Municipal Court	1/1/92	\$19,483.90	\$22,902.02
Attendant/	1/1/93	20,263.26	23,818.10
Interpreter,	1/1/94	21,073.79	24,770.82
Bilingual in Spanish and English			
5438 (35 Hrs.)			

SECTION 2. Section 1(c) of the aforementioned ordinance be further amended to abolish the following titles as follows:

(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Court Attendant	1/1/92	\$19,483.90	\$22,902.02
1430 (35 Hrs.)	1/1/93	20,263.26	23,818.10
	1/1/94	21,073.79	24,770.82
Court Attendant	1/1/92	\$19,483.90	\$22,902.02
and Interpreter	1/1/93	20,263.26	23,818.10
1431 (35 Hrs.)	1/1/94	21,073.79	24,770.82

August 5, 1992

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Court Attendant	1/1/92	\$19,483.90	\$22,902.02
and Interpreter,	1/1/93	20,263.26	23,818.10
Bilingual in	1/1/94	21,073.79	24,770.82
Spanish and English			
1432 (35 Hrs.)			

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum or annual maximum salaries which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance is the result of a New Jersey Department of Personnel reclassification.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1992

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Redevelopment Plan and Feasibility of Relocation of City Tax block 2508, Lots 18, 19, 20, 21, 22, 43, 44, 46 and 47 (20-28 College Place, 64-76 Lincoln Street and 137-145 Court Street)

WHEREAS, Block 2508, Lots 18, 19, 20, 21, 22, 43, 44, 46 & 47 (20-28 College Place, 64-76 Lincoln Street & 137-145 Court Street) hereinafter call "AREA" is in an Enterprise Zone pursuant to Chapter 187 of the Laws of 1983 of New Jersey (N.J.S.A. 40:55C-45 et. seq.), as amended; and

WHEREAS, the Central Planning Board of the City of Newark, New Jersey has considered and did approve a Resolution on June 1, 1992, which is annexed hereto and made a part hereof for a Redevelopment Plan for said Area which includes City Tax Block 2508, Lots 18, 19, 29, 21, 22, 43, 44, 46 & 47 (20-28 College Place < 64-76 Lincoln Street & 137-145 Court Street); and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, said Central Planning Board has submitted to the Municipal Council its Resolution, Certification and Recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's Resolution, Certification and Recommendation; and

WHEREAS, the Municipal Council is cognizant of the conditions that are imposed in the underlying and carrying out of redevelopment projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area conforms to the Master Plan of the City of Newark.

SECTION 2. The Municipal Council hereby find and determines that the Redevelopment Plan for said Area gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. In order to facilitate the implementation of the Redevelopment Plan for said Area it is hereby found and determined that certain official action must be taken by this Body and

August 5, 1992

accordingly, this Body hereby: (a) Pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) Requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. Development activity pursuant to the redevelopment Plan shall only be related to **City Tax Block 2508, Lots 18, 19, 20, 21, 22, 43, 44, 46, & 47 (64-76 Lincoln Street, 20-28 College Place and 137-145 Court Street)** and any analysis of the surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. The Redevelopment Plan for the **Area**, having been duly reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the redevelopment Plan for said **Area** with the minutes of this meeting.

SECTION 7. This Ordinance shall take effect upon final passage and publication in accordance with Laws of the State of New Jersey.

STATEMENT OF PURPOSE

This Ordinance approves the Redevelopment Plan for the **Tax Block 2508, Lots 18, 19, 20, 21, 22, 43, 44, 46 & 47 (64-76 Lincoln Street, 20-28 College Place & 137-145 Court Street)** and is necessary to facilitate the reuse of the above mentioned properties in conjunction with the **Krueger/Scott Mansion** redevelopment area already approved by Municipal Council.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Tucker.

President Bradley: The yeses are seven, the noes are none, one not voting and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1992

6-Ph, S & F-i.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the conveyance of Block 2845, Lot 21, commonly known as 49-63 Dickerson Street to the County of Essex for \$1.00; pursuant to the provision of N.J.S.A. 40A:12-13(b)(1).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 49-63 Dickerson Street, Newark, New Jersey Block 2845, Lot 21, on the Official Tax Map and Tax Duplicate (Year 1992) of the City of Newark, New Jersey is not needed for public purposes by the City of Newark.

Section 2. That the premises commonly known as 49-63 Dickerson Street, Newark, New Jersey Block 2845, Lot 21 be sold to the County of Essex, a body corporate and politic by private sale for the amount of \$1.00 pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

Section 3. The contract for sale and the Deed conveying title to the County of Essex shall provide as a covenant the commitment to provide ten (10) beds for exclusive use by the City of Newark to house habitual auto theft offenders. The specific terms of such commitment to be agreed upon prior to the conveyance of said property.

Section 4. That the Director of the Department of Development is hereby authorized to execute on behalf of the City of Newark a Bargain and Sale Deed and any other documents necessary to transfer the above described premises to the County. Same to be approved by the Corporation Counsel and attested and acknowledged by the City Clerk.

Section 5. That a copy of the executed deed shall be placed on file in the Office of the City Clerk by the Department of Development.

Section 6. This ordinance shall take effect upon publication and passage according to law.

STATEMENT

This Ordinance authorize the conveyance of Block 2845, Lot 21 to Essex County for nominal consideration.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage; further directing the City Clerk to invite the principals to meet with the Municipal Council at a future special conference was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1992

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance repealing Ordinance 6-S & F-h, December 18, 1991, entitled, "An ordinance approving the sale of premises commonly known as 208-210 Rose Street, Block 2658, Lot 46; 212-216 Rose Street Block 2658, Lot 44; 218 Rose Street/2 Chadwick Avenue, Block 2658, Lot 41 and 4 Chadwick Avenue, Block 2658, Lot 40 to Essex County College, pursuant to the provisions of N.J.S.A. 40A:12-13(B)(1)."

WHEREAS, the Municipal Council of the City of Newark by Ordinance 6S & FH dated December 18, 1991, authorized the sale of property known as 208-210 Rose Street, 212-216 Rose Street, 218 Rose Street/2 Chadwick Avenue and 4 Chadwick Avenue, Newark, New Jersey, Block 2658, Lots 46, 44, 41 and 40 respectively, to Essex County College, a body corporate and politic by private sale for the amount of \$248,000.00 pursuant to the provisions of N.J.S.A. 40A:12-12 (b) (1).

WHEREAS, Essex County College has now advised the City of Newark it is no longer interested in the acquisition of the above referenced properties.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Ordinance 6S & FH be and is hereby rescinded and the sale of 208-210 Rose Street, 212-216 Rose Street, 218 Rose Street/2 Chadwick Avenue and 4 Chadwick Avenue, Newark, New Jersey, Block 2658, Lots 46, 44, 41, and 40 to Essex County College be and is hereby canceled.

Section 2. This Ordinance shall take effect upon publication and passage according to law.

STATEMENT

Passage of this Ordinance will cancel the Sale of city properties to Essex County College.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1992

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979 as amended and supplemented (To institute the title of Carpenter/Mason and Mason's Helper in the Department of General Services)

(Instituting 2 titles in the Department of General Services which more appropriately describes duties and responsibilities of two employees currently serving in old titles. Old title is common title. Fiscal Impact approximately \$1,000. Represented by Building Trades Bargaining Committee)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance instituting positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to institute the following titles:

POSITION

Carpenter/Mason					
5071 (35 Hrs.)	1	1/1/92	\$30,345.47	- \$31,903.91	- \$32,896.00
Masons Helper					
2426 (35 Hrs.)	1	1/1/92	24,503.29	- 26,155.76	- 27,061.87

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The titles "Carpenter/Mason" and "Masons Helper" more appropriately describes the duties and responsibilities of two employees who are currently service in the titles of "Carpenter Helper" and "Mason Helper/Plasterer Helper".

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1993

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving a second amendment to the University Heights Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238, in their entirety.

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on July 6, 1992, a copy of which is annexed hereto and made a part hereof, recommending the adoption of a Second Amendment to the University Heights Redevelopment Plan and the Feasibility of Relocation for City Tax Blocks 408, 409, 403, 404, 407, 406, 405, 209, 207, 208, 227, 228, 229, 233, 234, 235, 236, 237 and 238, in their entirety (hereinafter called "Area"); and

WHEREAS, said Redevelopment Plan, as amended, complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the amended Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendation; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the amended Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area, as amended, conforms to the Master Plan of the City of Newark.

SECTION 2. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area, as amended, gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area, as amended, will afford maximum opportunity consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. In order to facilitate the implementation of the Redevelopment Plan for said Area, as amended, it is hereby found and determined that certain official action must be taken by this Body and, accordingly, this Body hereby: (a) Pledges its cooperation in helping to carry out the Redevelopment Plan, and (b) Requests the various officials, departments, boards and agencies of the City of Newark having administrative responsibility in the premises to cooperate to such an end and to exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance, and to take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. The Redevelopment Plan for said Area, as amended, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the amended Redevelopment Plan with the minutes of this meeting.

SECTION 6. This Ordinance shall take effect upon final passage and publication in accordance with Law.

STATEMENT OF PURPOSE

Passage of this legislation will approve the Second Amendment to the University Heights Redevelopment Plan and facilitate the continued redevelopment of the project area for commercial, residential and recreational uses.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. The ordinance was amended and the amendment was advertised in accordance with law. The amendment to the ordinance is now before you for public hearing, and the ordinance as amended will be considered on second reading and final passage:

Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

August 5, 1992

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriate the sum of \$285,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$14,250 which is appropriated as the down-payment from the Capital Improvement Fund, said \$14,250 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law"). In addition thereto, the sum of \$125,000 is hereby appropriated from the Capital Surplus Fund of the City, said sum, including bond proceeds which are ^{no longer} ~~no longer~~ need for the project for which said bonds were issued, is currently available for such purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$285,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$145,750 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$145,750 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall

August 5, 1992

be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$145,750, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

August 5, 1992

<u>Improvement /Acquisition</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Capital Surplus Fund</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
Project No. 90C-7: Improvements to James Street Common including street, and sidewalk improvements, lighting, tree planting, trash receptacles and all costs improvements, equipment and appurtenance related thereto.	\$285,000	\$14,250	\$125,000	\$145,750	10

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose is within the limitations of the Local Bond Law taking into consideration the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purpose, as set forth in Section 3 hereof, the period of usefulness is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$145,750 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

August 5, 1992

(d) Amounts not exceeding \$15,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

August 5, 1992

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

STATEMENT: This ordinance appropriates \$285,000., and authorizes the issuance of \$145,750., in bonds and notes for sidewalks, lighting, street improvements, tree planting, trash receptacles and facade program in the James Street commons area.

President Bradley called for those desiring to be heard on the amendment to the ordinance to approach the rail, give their name and address and be heard.

**MS. SUSAN BEDELL, 115 1/2 UNIVERSITY AVENUE,
NEWARK, NEW JERSEY.**

**MS. CARIDAD LABOY, 50 JAMES STREET, NEWARK, NEW
JERSEY.**

**MS. CATHERINE LENIX HOOKER, 54A JAMES STREET,
NEWARK, NEW JERSEY.**

**MR. WILLIAM CHAPPEL, 73 JAMES STREET, NEWARK, NEW
JERSEY.**

The above residents addressed the Members of the Municipal Council urging them to approve the entire ordinance citing promises made many years ago to attract people to relocate to this area. They noted that residents who thought they were in the forefront of Newark's Renaissance have started to move from the neighborhood because these promises have not been fulfilled.

A lengthy discussion was held by the Members of the Municipal Council and the consensus of opinion was that the sidewalk portion of the ordinance be deleted.

No one else appearing, a motion to close the hearing on the amendment to change the Project Number from 90C4 to 90C7 and adopt the amendment was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, President Bradley.

No: Council Members Grant, Villani.

A motion to further amend the ordinance by deleting therefrom the sidewalk portion of the ordinance was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, President Bradley.

No: Council Members Grant, Villani.

The City Clerk: The amendment to the ordinance will be advertised in accordance with law and a public hearing will be held on the amendment to the ordinance on September 2, 1993, at 1:00 P.M. in this Chamber.

August 5, 1992

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance to amend Title 21, Chapter 5, Section 3, of the Revised Ordinances of the City of Newark, New Jersey (1966), as amended and supplemented. (To adjust sewer user charges), 6-S & F-p, adopted September 25, 1990," by deleting Section 6, dealing with incurred costs due to federal and state regulations.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 6 of Ordinance 6-S & F-p adopted September 25, 1990 of Title Twenty-One, Sewer and Sewerage Disposal, Chapter 5 User Charges, Section 3, Rates for Sewer User Charges, of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented be and is hereby repealed in its entirety.

Section 2. Title Twenty-One, Sewer and Sewerage Disposal Chapter 5, User Charges, Section 3, Rates For Sewer User Charges, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented, be and is hereby amended to read in its entirety as follows:

21:5-3. Rates of sewer user charges.

(a) Large scale residential, industrial, commercial, tax abated and tax exempt users. All large scale residential, industrial, commercial, tax abated and tax exempt users of municipal wastewater facilities shall be billed for such use on two bases. For purposes of this ordinance, such users shall be defined as all users identified as such by the regional sewer authority pursuant to the regulations of the United States Environmental Protection Agency, 35.929-1(b)(4).

- (1) Twice a year, each such user shall be billed for its share of the operating and maintenance costs borne by the regional sewer authority in the treatment of wastewater. These billings shall be based on a method of calculation approved by the United States Environmental Protection Agency which shall at a minimum reflect the volume of waste and the strength of that waste as measured by the parameters of biochemical oxygen demand (BOD) and suspended solids (SS) per unit volume. Calculation of the amount to be billed shall be done by the regional sewer authority, who shall present the bills to the City of Newark for distribution and collection of payments. Bills payable pursuant to this subsection shall be presented to the affected users on January 15th and July 15th of each year, or as soon as is practicable thereafter. Such bills shall be due and payable upon presentation.

- (2) In addition to such bills as payable pursuant to subsection (a)(1) of this ordinance, all large scale residential, industrial, commercial, tax abated and tax exempt users shall also be billed periodically for all other costs associated with the collection, transmission and treatment of wastewater.
- (i) As payment for their share of such other costs, such users shall pay a local sewer user charge to be billed at a rate of \$5.10 per 1,000 cubic feet of water supplied by the city.
 - (ii) As an alternative to (i), any such property owner may install metering equipment on his premises to measure the actual flow of sewerage into public wastewater facilities. The responsibility for the purchase, installation, and proper functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The local sewer user charge for property owners who elect direct actual metering shall be \$5.10 per metered 1,000 cubic feet of sewerage.
 - (iii) Property owners who are subject to the terms of this section and who obtain water, either in whole or in part from sources other than the city, shall provide, and maintain at their own expense, water or sewage meters which shall register the total discharge of sewerage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operation. The local sewer user charge for these properties shall be \$5.10 per 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the city.
 - (iv) In the event that a property owner who is subject to the terms of this section shall prove to the satisfaction of the Director of Engineering that there is no substantial relation between the intake of water at the property, regardless of its source, and the output of sewage from the property, and if it be determined by Director of Engineering that it is not practicable to measure sewage emanating from the property by meters, then the property owner may elect to pay a user charge based upon engineering studies supported by substantial evidence. All such studies must be approved by the Director of Engineering and shall be subject to his periodic review.

August 5, 1992

- (v) In no event shall any property owner who is subject to the terms of this section utilizing municipally controlled sewers pay a local sewer user charge of less than \$10.20 per quarter.

(b) In addition to such bills as payable pursuant to subsection 1-a of this ordinance, all large scale residential, industrial, commercial, tax abated and tax exempt users shall also be billed periodically for all other costs associated with the collection, transmission and treatment of waste water.

- (1) As payment for their share of such other costs, such users shall pay a local sewer user charge to be billed for water supplied by the city:

at a rate of \$9.17 per 1000 cubic feet for 1990;
at a rate of \$10.27 per 1000 cubic feet for 1991;
and thereafter

- (2) As an alternative to (1), any such property owner may install metering equipment on his premises to measure the actual flow of sewerage into public wastewater facilities. The responsibility for the purchase, installation and power functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The local sewer user charge for property owners who elect direct actual metering shall be based on 1000 cubic feet of sewerage. The rates shall be:

at a rate of \$9.17 per 1000 cubic feet for 1990;
at a rate of \$10.27 per 1000 cubic feet for 1992;
thereafter

- (3) Property owners who are subject to the terms of this section and who obtain water, either in whole or in part from sources other than the City, shall provide, and maintain at their own expense, water or sewerage meters which shall register the total discharge of sewerage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operation. The local sewer user charge for these properties shall be based on 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the City. The rates shall be:

at a rate of \$9.17 per 1000 cubic feet for 1990;
at a rate of \$10.27 per 1000 cubic feet for 1991;
and thereafter

August 5, 1992

- (4) In the event that a property owner who is subject to the terms of this section shall prove to the satisfaction of the Director of Engineering that there is no substantial relation between the intake of water at the property, regardless of its source, and the output of sewage from the property, and if it be determined by the Director of Engineering that it is not practicable to measure sewage emanating from the property by meters, then the property owner may elect to pay a user charge based upon engineering studies supported by substantial evidence. All such studies must be approved by the Director of Engineering and shall be subject to his periodic review.
- (5) In no event shall any property owner who is subject to the terms of this section utilizing municipally controlled sewers pay a local sewer user charge of less than:
 - a rate of \$18.33 per quarter for 1990;
 - a rate of \$20.54 per quarter for 1991;
 - and thereafter

Section 3. That Title 21, Sewer and Sewage Disposal, Chapter 5, User Charges, Section 3 Rates of Sewer User Charges, paragraph (b) All Other Sewer System Users, subsections 1, 2, 3 and 5 are amended to read in its entirety as follows:

(b) All other sewer system users.

- (1) Users of municipal wastewater facilities shall be billed for water supplied by the City. The rate:
 - shall be \$12.06 per metered 1000 cubic feet for 1990;
 - shall be \$13.51 per metered 1000 cubic feet for 1991; and thereafter
- (2) As an alternative to A, any property owner may install metering equipment on his premises to measure the actual flow of sewage into the public wastewater facilities. The responsibility for the purchase, installation, and proper functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The user charge for property owners who elect direct actual metering shall be based on 1,000 cubic feet of sewage. The rates:
 - shall be \$12.06 per metered 1000 cubic feet for 1990;
 - shall be \$13.51 per metered 1000 cubic feet for 1991; and thereafter

August 5, 1992

- (3) Property owners who obtain water, either in whole or in part from sources other than the City, shall provide, and maintain at their own expense, water or sewage meters which shall register the total discharge of sewage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operations. The user charge for these properties shall be based on 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the City. The rates:

shall be \$12.06 per metered 1000 cubic feet for 1990;

shall be \$13.51 per metered 1000 cubic feet for 1991; and thereafter

- (5) In no event shall any property owner utilizing municipally controlled sewers pay a user charge of:

less than \$24.12 per quarter for 1990;

less than \$27.02 per quarter for 1991;

and thereafter

Section 4. Any prior ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

Section 5. This ordinance shall take effect on final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

An ordinance to repeals Section 6 of Ordinance 6-S & F-p adopted September 25, 1990.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance on second reading and final passage was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1993

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 10, Finance and Taxation, Chapter 15, Tax Abatement for Qualified Residential Properties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by allowing for a twenty-five (25) year extension of certain existing tax abatements granted under this ordinance and setting forth the computations; eligibility; and application procedures for same.

WHEREAS, Ordinance 6S&FA (S-1), adopted by the Municipal Council on February 27, 1990, provides for a five (5) year tax abatement for certain residential properties in accordance with N.J.S.A. 54:4-3.139 et seq.; and

WHEREAS, the State legislature adopted an amendment to Chapter 207, N.J.S.A. 54:4-3.139, et seq. (P.L. 1991, Chapter 469) on January 18, 1992 enabling municipalities to extend tax abatements granted to certain residential properties beyond the five (5) year period; and

WHEREAS, the Municipal Council is desirous of amending its Ordinance to allow for a twenty-five (25) year extension of certain tax abatements already granted under Ordinance 6S&FA (S-1).

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 10, Finance and Taxation, Chapter 15, Tax Abatement for Qualified Residential Properties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is hereby amended and supplemented by revising section 10:15-2 in its entirety to include additional definitions as follows:

10:15-2. **DEFINITION** - When used in this Ordinance, the following terms shall be defined as indicated:

(a) **Abatement** - means an exemption from property taxes provided for the purpose of encouraging residential construction.

(b) **Assessor** - means the municipal tax assessor appointed pursuant to the provisions of Chapter 9 of Title 40A of the New Jersey Statutes.

(c) **Average ratio** - means the certified average ratio, used for determining the common level range for each taxing district pursuant to P.L. 1973, c.123 (C.54:1-35a et seq.) as prepared by the Director of the Division of Taxation for the preceding tax year;

(d) **Completed** - with respect to a parcel of qualified property, or the "completion" of that property, means substantially ready for the use for which it is intended and its occupancy as a principal residence.

(e) **Condominium** - means the form of real property ownership provided for under the "Condominium Act," N.J.S.A. 46:8B-1, et seq.

(f) **Cooperative** - means a housing corporation or association, wherein the holder of a share or membership interest thereof is entitled to possess and occupy for dwelling purposes a house, apartment, or other unit of housing owned by the corporation or association, or to purchase a unit of housing constructed or erected by the corporation or association.

August 5, 1992

(g) Cost - when used with respect to construction, means only the cost or fair market value of labor and materials used in constructing qualified residential property, including any architectural, engineering, and contractors fees associated with the construction as the owner of the property shall cause to be certified to the governing body by an independent and qualified architect licensed in the State of New Jersey or a certified construction cost audit by an independent Certified Public Accountant licensed in the State of New Jersey. Certifications submitted must provide a detailed breakdown of each cost component and a description of materials and the method of construction employed.

(h) Equalized taxes otherwise due - means the tax amount derived by levying on a structure for which a five (5) year tax abatement has been granted a property tax imposed in the same manner as other property taxes are levied pursuant to Chapter 4 of Title 54 of the Revised Statutes, except that for all tax years subsequent to the last tax abatement year including and ending in the tax year prior to a municipal-wide revaluation the total property tax prior to any tax deduction shall be equalized by the tax collector by multiplying that amount times the average ratio of the taxing district, but in no event shall the payment for equalized taxes otherwise due be less than the total property tax payment on the structure prior to any tax deduction due and payable during the third tax year following completion of construction, pursuant to section 7 of P.L. 1989, c.207 (C.54:4-3.145). No appeal shall be taken by the property owner from the determination by the tax collector of equalized taxes otherwise due, except for mathematical or typographical errors.

(i) Horizontal Property Regime - means the form of real property ownership provided for under the "Horizontal Property Act", N.J.S.A. 46:8A-1, et seq.).

(j) Qualified Residential Property - means any building used or to be used or held for use as a home or residence, including condominiums, cooperatives and horizontal property regimes. No building shall be considered a qualified residential property if the certificate of occupancy for the construction was issued more than 30 months prior to January 1, 1990.

(k) Taxes Otherwise Due - For the purposes of this Section, the amount of "taxes otherwise due" shall be determined by including the appropriate percentage of the assessed valuation of the abated structure, improvement or conversion alteration, as the case may be, on the assessment list of the municipality as taxable property, and levying taxes thereon in the same manner as other taxes are levied pursuant to Chapter 4 of Title 54 of the Revised Statutes; provided, however, that no value for a property subject to the provisions of this Act shall be included in the calculation of the "net valuation on which county taxes are apportioned" until the sixth year.

Section 2. Title 10, Finance and Taxation, Chapter 15, Tax Abatement for Qualified Residential Properties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is hereby amended and supplemented by adding the following sections:

10:15-3.1. RESIDENTIAL PROPERTIES ELIGIBLE FOR EXTENSION. - Every owner of a qualified residential property which is a party to a financial agreement entered into pursuant to the provisions of P.L. 1989, c. 207 (C. 54:4-3.139, et. seq.), which is in force and effect on the date of the enactment of this amendatory and supplementary Ordinance and which is within a one (1) mile radius of a planned unit development presently receiving the benefits of a Fox-Lance Condominium tax abatement, shall have the right to apply in writing to the Tax Assessor to request a new

August 5, 1992

financial agreement which would extend the term of the existing tax abatement for that Qualified Residential property for a period of twenty-five (25) years, provided that said owner has satisfied all of the requirements of the existing financial agreement.

10:15-4.1. EXTENSION REQUESTS. - An application for an extension shall be submitted to the Tax Assessor not more than one year before the date on which the financial agreement that is in force and effect on the date of the enactment of this amendatory and supplementary Ordinance terminates, nor shall it be submitted to the Tax Assessor less than six months before the date of the termination of that financial agreement, except that any entity which is a party to a financial agreement that is scheduled to terminate on or before August 1, 1992 may submit an application for an extension at any time prior to the date on which that financial agreement terminates.

The application, together with a copy of the proposed new financial agreement, shall be addressed and submitted to the Tax Assessor of the municipality. Within 30 days of the receipt of the application and the copy of the proposed new financial agreement, which has been deemed to be complete and proper as to form by the Corporation Counsel, the Mayor shall submit it to the governing body which may suggest any changes it may deem necessary in order to secure its approval. An application may be revised and resubmitted.

The application shall be in the form prescribed by the governing body and shall include those certified facts and data as the governing body may require, including, but not limited to:

(a) A description of the project, including the land area and improvements thereon which are to be subject to the new financial agreement.

(b) A detailed explanation as to the need for the extension of the period of exemption, including the financial impact of the extension.

(c) A detailed statement of the charges imposed upon and payments made by the project, for annual service charges, land taxes and any penalties and interest imposed thereon, and any other taxes levied by the municipality, for the entire term of the initial financial agreement, showing the exact amount of any arrears owed to the City of Newark by the qualified residential property, with a schedule as to when such arrears are to be paid.

(d) The exact location and identity as identified on the official tax map of the City of Newark of the planned unit development which is the recipient of a Fox-Lance Condominium tax abatement.

10:15-5.1. APPROVAL OF EXTENSION REQUESTS - No application may be considered or approved for any project if the tax collector of the City of Newark determines that there exist any financial arrears or outstanding financial agreement in force and effect on the date of the enactment of this amendatory and supplementary Ordinance.

Notwithstanding any other provisions of P.L. 1989, C.207 (C.54:4-3.139, et. seq.) contrary hereto, the governing body may grant an extension of the period of exemption for any project for which an executed financial agreement, authorized pursuant to the provisions of P.L. 1989, C.207 (C.54:4-3.139, et. seq.), is in force and effect on the date of the enactment of this amendatory and supplementary Ordinance. Such extension shall be for a period not to exceed twenty-five (25) years, commencing on the day following the termination of the financial agreement in force and effect on the date of the enactment of this amendatory and supplementary Ordinance. At the conclusion of that period of extension, no further extension shall be permitted.

August 5, 1992

Any such extension shall be granted at the sole discretion of the governing body and shall be subject to the provisions of P.L. 1989, C.207 (C.54:4-3.139, et. seq.) and the provisions of this amendatory and supplementary Ordinance. No extension shall be granted to any project for which an executed financial agreement, authorized pursuant to the provisions of P.L. 1989 C. 207 (C.54:4-3.139 et. seq.), is not in force and effect on the date of the enactment of this amendatory and supplementary Ordinance. All extensions of existing tax abatements shall be approved by Ordinance of the governing body authorizing an agreement for extension of the existing tax abatement for a particular property for a period not to exceed twenty-five (25) years. In the event that the City conducts a city wide re-evaluation, any extension granted pursuant to this Ordinance shall expire as of December 31st of that tax year.

10:15-7.1. PAYMENT IN LIEU RE: EXTENSIONS. - The governing body may grant an extension for a period of not more than twenty-five (25) years and provide for payment in lieu of real property taxes to be computed in the sixth and all subsequent tax years following completion at 100% of the equalized taxes otherwise due.

Section 3. Title 10, Finance and Taxation, Chapter 15, Tax Abatement for Qualified Residential Properties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is hereby amended and supplemented by revising sections 10:15-6; 10:15-8; 10:15-9; 10:15-10; 10:15-11; and 10:15-12 in their entirety as follows:

10:15-6. FINANCIAL AGREEMENT. - Each approved abatement shall and/or extension shall be evidenced by a financial agreement between the City of Newark and the applicant. The agreement shall be in a form prepared by the applicant and shall contain the representations that are required by this Ordinance, together with such other information required by the Corporation Counsel. The form of the agreement shall be approved by the Corporation Counsel and shall be on file in the Office of the City Clerk.

10:15-8. REAL PROPERTY TAXES. - In addition to the payments required in lieu of taxes in Section 10:15-7, the owner of the parcel of the qualified property granted an abatement or extension pursuant to this Ordinance shall be liable for all real property taxes assessed and levied against the land on which the qualified residential property is situated.

10:15-9. TAX DELINQUENCIES. - No abatement and/or extension shall be granted pursuant to this Ordinance with respect to any property for which property taxes are delinquent or remain unpaid or for which penalties for non-payment of taxes are due.

10:15-10. PAYMENT IN QUARTERLY INSTALLMENT & TERMINATION. - The in lieu payment shall be made in quarterly installments according to the same schedule as real property taxes are due and payable. Failure to make these payments shall result in the termination of the abatement. In addition to the remedy set forth herein, the payment authorized by Section 10:15-7 of this Ordinance shall be enforced in the same manner as is provided for in real property taxes.

10:15-11. ADMINISTRATION OF AGREEMENTS. - The Division of Tax Abatement and Special Tax shall be responsible to administer the terms of the agreement throughout the period of abatement and/or extension.

August 5, 1992

10:15-12. PROHIBITION AGAINST ADDED ASSESSMENT. - The added assessment provisions of Section 3 of P.L. 1941, c.397 (C.54:4-63.3) and the omitted assessment provisions of Section 9 of P.L. 1947, c.413 (C.54:4-63.20) and Section 1 of P.L. 1968, c.184 (C.54:63-33) shall not be applicable to any property for which the owner-occupant has been granted a tax abatement and/or extension under this Ordinance.

Section 4. **SEVERABILITY** - If any provision of this Ordinance is legally invalid or is hereafter found to be legally invalid, the remainder of the Ordinance shall remain in full force and effect.

Section 5. **NON-LIMITATION** - Nothing contained in this Ordinance shall be so construed as to limit or deprive the City of any rights or privileges which are now or in the future conferred on the City by State law or Federal statute.

Section 6. **REPEAL** - All prior Ordinances or parts of prior Ordinances inconsistent herewith are hereby repealed.

Section 7. **EFFECTIVE DATE** - This Ordinance shall take effect upon final passage and publication and in accordance with the Laws of the State of New Jersey.

STATEMENT

This Ordinance amends Ordinance 6S&FA (S-1) by allowing for a twenty-five (25) year extension of certain existing tax abatements granted under this Ordinance and sets for the Computations, eligibility and application procedures necessary for same.

Note: The underlined portion represents the changes and/or additions to this Ordinance.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after 7-R-ev (A.S.), Council Member Carrino requested his vote be changed from the affirmative to not voting.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

President Bradley: The yeses are nine, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1993

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; and 52 (A/K/A 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, All Lots (A/K/A 399-425 Springfield Avenue; 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-of-Way of Fairmount Avenue.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution 7Rde(A.S.), dated July 8, 1992, did determine that CITY TAX BLOCK 2601, LOTS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; AND 52 (A/K/A 361-385 SPRINGFIELD AVENUE; 341-375 BERGEN STREET; 117-147 17TH AVENUE; AND 418-422 FAIRMOUNT AVENUE); CITY TAX BLOCK 2603, ALL LOTS (A/K/A 399-425 SPRINGFIELD AVENUE; 411-425 FAIRMOUNT AVENUE; 2-24 HIGHLAND STREET; AND 2-22 MAGNOLIA STREET); AND THAT PORTION OF THE RIGHT-OF-WAY OF FAIRMOUNT AVENUE LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES FROM THE SOUTHERLY LINE OF SPRINGFIELD AVENUE TO THE NORTHERLY LINE OF THE JUNCTION OF 17TH AVENUE AND HIGHLAND STREET, hereinafter called "Area," is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; and

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on July 20, 1992, recommending the adoption of the Sportsworld Redevelopment Plan and the Feasibility of Relocation for CITY TAX BLOCK 2601, LOTS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; AND 52 (A/K/A 361-385 SPRINGFIELD AVENUE; 341-375 BERGEN STREET; 117-147 17TH AVENUE; AND 418-422 FAIRMOUNT AVENUE); CITY TAX BLOCK 2603, ALL LOTS (A/K/A 399-425 SPRINGFIELD AVENUE; 411-425 FAIRMOUNT AVENUE; 2-24 HIGHLAND STREET; AND 2-22 MAGNOLIA STREET); AND THAT PORTION OF THE RIGHT-OF-WAY OF FAIRMOUNT AVENUE LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES FROM THE SOUTHERLY LINE OF SPRINGFIELD AVENUE TO THE NORTHERLY LINE OF THE JUNCTION OF 17TH AVENUE AND HIGHLAND STREET, hereinafter called "Redevelopment Plan," copies of both Resolution and Redevelopment Plan are annexed hereto and made a part hereof; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendation; and

August 5, 1992

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area conforms to the Master Plan of the City of Newark.

SECTION 2. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. In order to facilitate the implementation of the Redevelopment Plan for said Area, the Municipal Council hereby finds and determines that certain official action must be taken by this Body and, accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan; and (b) requests that the various officials, departments, boards and agencies of the City of Newark, having administrative responsibility in the premises, cooperate to such an end and exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance and take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. Development activity pursuant to the Redevelopment Plan shall only be related to said Area and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. The Redevelopment Plan for said Area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. This Ordinance shall take effect upon final passage and publication in accordance with Law.

STATEMENT OF PURPOSE

Passage of this legislation will approve the Sportsworld Redevelopment Plan which creates a special recreational use district which will facilitate the development of an indoor multipurpose recreational facility.

August 5, 1992

City Clerk Marasco read the following letter from the Law Department:

Newark

Sharpe James
Mayor

Department of Law

920 Broad Street
Newark, New Jersey 07102
(201) 733-3880
FAX (201) 733-5394

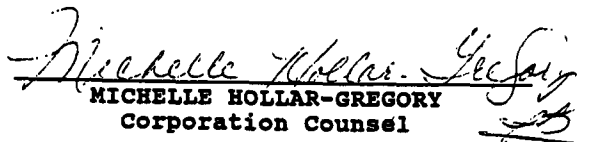
Michelle Hollar-Gregory
Corporation Counsel

M E M O R A N D U M

DATE: AUGUST 4, 1992
TO: ROBERT MARASCO
CITY CLERK
FROM: MICHELLE HOLLAR-GREGORY
CORPORATION COUNSEL
RE: ORDINANCE APPROVING SPORTS REDEVELOPMENT PLAN
BLOCKS 2601 AND 2603

Please be advised that I am in receipt of the August 4, 1992 letter from the law offices of D'Alessandro & Jacovino, Esqs., relative to the above. (Copy attached). Pursuant to N.J.S.A. 40:55-21.8 and in accordance with their formal written objection to the blight designation for the captioned area, kindly take the necessary steps to have the Council stay all further actions on this matter until further notice.

Your prompt attention to this matter is greatly appreciated.


MICHELLE HOLLAR-GREGORY
Corporation Counsel

MHG:sk
Enclosure

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1992

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing finding that certain redevelopment plans of the City of Newark, New Jersey, are redevelopment plans under Section 2 of the County Improvement Authorities Law of the State of New Jersey P.L. 1960, C. 183 (C. 40:37a-45 et. seq.) and authorizing the Essex County Improvement Authority to undertake the financing of a portion of the improvements contemplated by such redevelopment plans.

WHEREAS, The Essex County Improvement Authority (the "Authority") has been duly created by a resolution of the Board of Chosen Freeholders of the County of Essex, State of New Jersey (the "County") duly adopted as a public body corporate and politic of the State of New Jersey pursuant to and in accordance with the county improvement authorities law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State of New Jersey (the "State"), and the acts amendatory thereof and supplemental thereto (the "Act");

WHEREAS, the County Improvement Authorities Law constituting Chapter 183 of the Pamphlet Laws of 1960 of the State of New Jersey (the "State"), and the acts amendatory thereof and supplemental thereof (the "Act") specifically, N.J.S.A. 40A:37A-55.1. et seq., empowers the Authority to undertake redevelopment of blighted, deteriorated or deteriorating areas; and

WHEREAS, The Authority pursuant to the Act, specifically, N.J.S.A. 40:37A-56.1(a) and (b), shall not proceed with a redevelopment plan unless the municipality acting through its governing body has first determined that the area to which the plan refers is blighted and that the governing body of the municipality has first by ordinance approved a redevelopment plan after study and recommendation of its planning board and that said plan conforms to the definition of "redevelopment plan" in Section 2 of the Act; and

August 5, 1992

WHEREAS, The Municipal Council hereby declares its intent to find that certain of the redevelopment plans approved and adopted by the Municipal Council conform to the definition of "redevelopment plan" in Section 2 of the Act; and

WHEREAS, The Central Planning Board of the City of Newark, New Jersey, had considered and did approve by Resolution on February 3, 1988, Resolution 7RBE, a copy of which is annexed hereto finding that the following area is blighted which includes City Tax Block 297, Lot(s) 8, 29, 10, 11, 12, 13, 14, 15, 19, 22, 24, 27, 7, 6, 5, 4, and 9 more commonly known as 323-339 Bergen Street 360-376 Springfield Avenue, 344-356 Camden Street, and 34-42 16th Avenue and known as the Multiplex Theater Site; and

WHEREAS, The Central Planning Board of the City of Newark had considered and did approve by Resolution on December 1, 1988 Resolution 7RX a copy of which is annexed hereto, finding that the following area is blighted Block 298, Lot(s) 1-24, 25, 26, 32, 33, 35-39, 41 and 42 more commonly known as 50-64 16th Avenue, 331-361 Camden Street 378-394 Springfield Avenue and 368-408 Fairmount Avenue known as the Multiplex Theater Site; and

WHEREAS, The Central Planning Board of the City of Newark had considered and adopted a Resolution on February 15, 1989 a copy of which is annexed hereto finding that the following area is blighted Block 297, Lot(s) 1, 2, 3, 26 and 28 a portion of Camden Street right of way more commonly known as 44-48 Sixteenth Avenue, 338 and 342 Camden Street known as the Multiplex Theater Site; and

WHEREAS, the Municipal Council of the City of Newark has heretofore, by Ordinance 6S & FR March 15, 1989, approved the Redevelopment Plan for the Multiplex Theater Site the "Multiplex Theater Redevelopment Plan"); and

August 5, 1992

WHEREAS, the Municipal Council has heretofore by Ordinance 6S & 7D, as amended by 6S & FX November 14, 1988 and as further amended prior to the final adoption of this Ordinance, approved the University Heights Area Redevelopment Plan; and

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on March 13, 1989, which is annexed hereto a redevelopment plan (the "Victory Gardens Area Redevelopment Plan") for City Tax Block(s) Block 2606, 2609, 2610 (hereinafter called "Victory Gardens Area") and Ordinance 6S & 7K was approved April 5, 1989, adopting Victory Gardens Redevelopment Plan; and

WHEREAS, the said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Victory Gardens Area Redevelopment Plan for the Victory Gardens Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendations; and as Exhibit B attached hereto and made a part hereof; and

WHEREAS, the Municipal Council has by Ordinance approved said Victory Gardens Area Redevelopment Plan as Exhibit C attached hereto and made a part hereof; and

WHEREAS, the Municipal Council by resolution entitled "Blight Investigation Resolution 7Rde" adopted July 8, 1992 declared that the following area (the "Sportsworld Redevelopment Area") is a blighted area, Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47, and 52 (A/K/A 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, all lots (A/K/A 399-425 Springfield Avenue; 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the right-of-way of Fairmount Avenue (Central Ward); and

August 5, 1992

WHEREAS, the Municipal Council by Resolution 7Rb, June 25, 1986, Resolution 7Rd, June 25, 1986 and by Resolution Rq, July 10, 1961, did determine that City Tax Block(s) 207, 208, 209, 227, 228, 229, 233, 234, 235, 236, 237, 238, 403, 404, 405, 406, 407, 408 and 409 known as the University Heights Area (hereinafter called the "University Heights Area") is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey, (N.J.S.A. 40:55-1 et seq.), as amended; and

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, had considered and did approve by Resolution on March 3, 1986, a copy of which is annexed hereto, a redevelopment plan, which plan has prior to final adoption of this Ordinance been amended by action of the Municipal Council annexed hereto, (as amended, the "University Heights Area Redevelopment Plan") for the University Heights Area which includes City Tax Block(s) 207, 208, 209, 227, 228, 229, 233, 234, 235, 236, 237, 238, 403, 404, 405, 406, 407, 408 and 409; and

WHEREAS, the Central Planning Board, City of Newark, New Jersey has submitted to the Municipal Council, City of Newark, New Jersey, its Resolution, Certification and Recommendation respecting the Redevelopment Plan for the University Heights Area and the Municipal Council has duly considered the Central Planning Board's Resolution, Certification and Recommendation; and

WHEREAS, the University Heights Area Redevelopment Plan includes such projects known as the Newark Town Center, University Heights Site "C", University Heights Site "E", University Heights Site Mid "D" which Redevelopment Realty Description Block and Lots are incorporated by reference as Exhibit A attached hereto and made a part hereof; and

August 5, 1992

WHEREAS, the Municipal Council has heretofore adopted on first reading an ordinance approving a redevelopment plan (the "Sportsworld Redevelopment Plan") as set forth on Exhibit D for the Sportsworld Redevelopment Area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, as follows:

1. Each of The University Heights Area Redevelopment Plan, Multiplex Theater Redevelopment Plan, the Victory Gardens Redevelopment Plan and the Sportsworld Redevelopment Plan conform to the definition of a "redevelopment plan" in Section 2 of the County Improvement Authorities Law, P.L. 1960 c.183, as amended and supplemented.

2. The Essex County Improvement Authority is hereby authorized and is designated to finance through the issuance of its General Obligation Lease Revenue Bonds certain of the costs redeveloping to the Multiplex Theater Site, the University Heights Area, the Victory Gardens Area and the Sportsworld Redevelopment Area pursuant to the Multiplex Theater Redevelopment Plan, the University Heights Area Redevelopment Plan, the Victory Gardens Redevelopment Plan and the Sportsworld Redevelopment Plan, respectively.

3. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Tucker, Villani, President Bradley.

Not Voting: Council Member Martinez.

Absent During Roll Call: Council Member Rice.

President Bradley: The yeases are seven, the noes are none, one not voting and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1992

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance of the City of Newark, in the County of Essex, State of New Jersey amending Ordinance No. 6-S & F-f, October 16, 1991 of the City of Newark and authorizing the execution and delivery of a ground lease agreement with the Essex County Improvement Authority and a lease agreement with the Essex County Improvement Authority and the taking of other action in connection with the issuance by the Essex County Improvement Authority of its General Obligation Lease Revenue Bonds to finance a portion of the cost of implementation of the Redevelopment Plans of the City of Newark for the Multiplex Theater Site, the University Heights Area, the Victory Gardens Area and the Sportsworld Redevelopment Area.

WHEREAS, The Essex County Improvement Authority (the "Authority") has been duly created by a resolution of the Board of Chosen Freeholders of the County of Essex, State of New Jersey (the "County") duly adopted as a public body corporate and politic of the State of New Jersey pursuant to and in accordance with the county improvement authorities law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State of New Jersey (the "State"), and the acts amendatory thereof and supplemental thereto (the "Act");

WHEREAS, the Authority is authorized by law, specifically Section 11 of the Act (N.J.S.A. § 40:37A-54(a)), to provide public facilities for the use of the County and municipalities and certain local governmental units located within the County (collectively, the "Local Units"), including the City of Newark (the "City") and to exercise certain redevelopment powers with respect to blighted areas pursuant to the Act, including, but not limited to N.J.S.A. § 40:37A-55.1 through 56.4;

WHEREAS, the Local Units are authorized by law, specifically Section 35 of the Act (N.J.S.A. § 40:37A-78), to enter into and perform any lease with the Authority for the lease to or use by the Local Units of all or any part of any public facility or facilities;

August 5, 1992

WHEREAS, the Municipal Council has heretofore finally adopted Ordinance No. 6S & FF 101691 entitled "AN ORDINANCE OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, OF THE STATE OF NEW JERSEY AUTHORIZING THE GRANTING OF A GROUND LEASE IN CERTAIN PROPERTY OF THE CITY OF NEWARK TO THE ESSEX COUNTY IMPROVEMENT AUTHORITY AND FURTHER AUTHORIZING THE LEASING FROM THE ESSEX COUNTY IMPROVEMENT AUTHORITY OF CERTAIN LAND FOR THE USE OF THE CITY AND DETERMINING ALL OF SAID DETAILS RELATING THERETO." (the "Original Ordinance");

WHEREAS, the City has heretofore made certain amendments to the projects and redevelopment plans of the City that were the subject of the transactions authorized by the Original Ordinance;

WHEREAS, the Municipal Council finds it to be in its best interest to amend and restate in its entirety the Original Ordinance in order to reflect the aforesaid amendments to the projects and redevelopment plans;

WHEREAS, pursuant to the terms of the (i) Act; (ii) the Ground Lease Agreement to be entered into by the Authority and the City (the "Ground Lease Agreement") a form of which is attached hereto as Exhibit A; and (iii) the Lease Agreement to be entered into by the Authority and the City (the "Lease Agreement"), a form of which is attached hereto as Exhibit B, the Authority intends to finance the acquisition, construction, redevelopment, renovation and installation of a portion of certain infrastructure and other improvements (the "Projects") as set forth in Exhibit A-1 to the Lease Agreement, through the issuance of the Authority's General Obligation Lease Revenue Bonds (the "Bonds");

WHEREAS, pursuant to the terms of the Ground Lease Agreement, the City contemplates conveying certain of its right, title and interest in and to the real property described in Exhibit A to the Ground Lease Agreement (collectively, the "Real Estate") to the Authority for the term thereof;

August 5, 1992

WHEREAS, pursuant to the terms of the Lease Agreement, the City contemplates leasing the Real Estate from the Authority for the term thereof with said Lease Agreement containing a pledge by the City of its general obligation taxing power in support of the payments to be made under the Lease Agreement;

WHEREAS, simultaneously with the delivery of a bond purchase agreement for the Bonds, the City, will deliver to the Authority and the underwriter acting on behalf of itself and any other underwriters named therein (the "Underwriter") of the Bonds, and all other interested parties; a Letter of Representations (the "Letter of Representations") which the Authority and the Underwriter will rely on in executing and delivering the bond purchase agreement;

NOW, THEREFORE, BE IT ORDAINED, BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY as follows:

Section 1. The Original Ordinance is hereby amended and restated in its entirety by the terms of this Ordinance.

Section 2. The Municipal Council of the City (the "Municipal Council") hereby approves (i) leasing of the Real Estate to the Authority as contemplated by the Ground Lease Agreement set forth as Exhibit A hereto; (ii) the leasing of the Real Estate from the Authority contemplated in the Lease Agreement set forth as Exhibit B hereto; and (iii) the execution and delivery of the Letter of Representations; and further authorizes and directs the Mayor of the City or the Director of Development of the City or each such person's designee and any other officer of the City required by law to execute conveyances or leases of real estate (each an "Authorized Officer") to execute and deliver, on behalf of the City, the Ground Lease Agreement and the Lease Agreement in

August 5, 1992

substantially in the forms attached hereto as Exhibit A and Exhibit B, respectively, and a Letter of Representations, with any changes, additions or deletions to the Ground Lease Agreement, the Lease Agreement or the Letter of Representation, as the case may be, as any Authorized Officer deems necessary or desirable after consulting with counsel to the City, bond counsel to the City, the Authority, the Authority's counsel, the Underwriter for the Bonds of the Authority or the Authority's professional advisors, as appropriate (collectively, the "Consultants"), which approval shall be conclusively evidenced by an Authorized Officer's execution thereof.

Section 3. Said Ground Lease Agreement shall be for a term of years to be agreed upon between the City and the Authority and as set forth in this Ordinance, the Ground Lease Agreement, or subsequent resolutions of the Municipal Council, which shall not exceed thirty (30) years from the date of issue of the Authority's Bonds.

Section 4. The Municipal Council hereby further directs the City Clerk of the City or such person's designee to attest to the signature of the Authorized Officer on and affix the seal of the City to the Ground Lease Agreement, the Lease Agreement and the Letter of Representations.

Section 5. The Municipal Council hereby authorizes the performance of any act, the execution and delivery of any other document, instrument, consent, waiver, release or certificate, which the Authorized Officer, after consultation with the Consultants, deems necessary or desirable in connection with the execution and delivery of the Ground Lease Agreement, the Lease Agreement, the Letter of Representations and the financing by

August 5, 1992

Authority of the Projects and hereby authorizes and directs each Authorized Officer and the City Clerk (or such person's designee) to execute, attest or seal any such documents, instruments, consents, waivers, releases or certificates, which approval shall be conclusively evidenced by the execution by an Authorized Officer.

Section 6. The City hereby covenants to take any action necessary or refrain from taking any action necessary in order to preserve the tax exempt status of any debt obligations issued by the Authority relating to transactions authorized herein, as required under the Internal Revenue Code of 1986, as amended, including compliance with said Code with regard to use, expenditure, investment, reporting, reimbursement, and the rebate of investment earnings, as may be required.

Section 7. To the extent that a previous ordinance, including, but not limited to, the Original Ordinance, or resolution is inconsistent with or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 8. This Ordinance shall take effect upon final passage and publication in accordance with law.

President Bradley called for those desiring to be heard on the ordinance, to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Tucker, Villani, President Bradley.

Not Voting: Council Member Martinez.

Absent During Roll Call: Council Member Rice.

President Bradley: The yeses are seven, the noes are none, one not voting and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

August 5, 1992

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on second reading and final passage.

6-S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Ordinance amending Section 23:15-2, Multiway Stop Intersections, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the intersection of Kerrigan Boulevard and Ivy Street. (West Ward)

(Kerrigan Boulevard and Ivy Street: stop signs shall be installed on all approaches)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

President Bradley: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Guaranty Ordinance of the City of Newark, in the County of Essex, New Jersey, securing the payment of the principal of and interest on certain capital equipment and property and infrastructure program local unit guaranteed lease revenue bonds, series 1992 of the Essex County Improvement Authority in an aggregate principal amount not exceeding \$8,500,000. for the purpose of providing additional security in connection with the authority's capital equipment and property and infrastructure leasing program.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Public Hearing Closed)

August 5, 1993

A motion to adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

President Bradley: The yeses are eight, the noes are none and one absent during roll call. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Hearings of Citizens.

- 6-HC-a. MR. PATRICK CAPPELL, 89 GRAND AVENUE, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to harassment of his family by neighbors and the necessity of the City to have someone who can handle these complaints.

President Bradley requested that Mr. Cappell meet with his office to resolve this matter.

- 6-HC-b. MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to thorough and efficient education and expressed her anger about legislative receiving passed.

- 6-HC-c. MS. JOANNE KENDRICK, 502 SUMMER AVENUE, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to having "Sarah Vaughn's" name displayed on the marquis of Symphony Hall.

- 6-HC-d. MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to the increase in water and sewer bills.

A lengthy discussion was held by the Members of the Municipal Council.

- 6-HC-e. MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY,** addressed the Municipal Council with respect to the poor conditions of the parks and bus cards.

August 5, 1993

- 6-HC-f. MR. E. T. GAINES, 555 ELIZABETH AVENUE, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to security patrols in the Newark schools.

President Bradley directed the City Clerk to forward a verbatim transcript of Mr. Gaines' remarks to School Executive Superintendent Campbell and Newark Board of Education President Reverend Perry for their attention and necessary action.

- 6-HC-g. MR. ABDUSH'SHAHID ARMAD, 72 HAYES STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to problems existing in the City of Newark and the fact the he believed Central High School had been sold the New Jersey Institute of Technology.

President Bradley directed the City Clerk to forward a verbatim transcript of Mr. Armad's remarks to School Executive Superintendent Campbell and Newark Board of Education President Reverend Simmons for their attention and necessary action.

- 6-HC-h. MR. CORA MOODY, PRESIDENT HAYES HOMES TENANTS ASSOCIATION, 54 BOYD STREET, NEWARK, NEW JERSEY.**

- 6-HC-i. MS. SARAH RODGERS, VICE PRESIDENT, HAYES HOMES TENANTS ASSOCIATION, 308 WEST KINNEY STREET, NEWARK, NEW JERSEY.**

- 6-HC-j. MS. BERNICE ROBINSON, 388 HUNTERDON STREET, NEWARK, NEW JERSEY.**

The above citizens addressed the Municipal Council expressing their opposition to the Federal HOPE grant application submitted by the New Community Corporation for Hayes Homes.

A motion directing the City Clerk to invite representatives of the Housing Authority, New Community Corporation, Hayes Homes Tenants Association to meet with the Municipal Council at a future special conference to discuss clarification on how this program and how it will impact on the residents.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1 1/2"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to table the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

- 7-R-b. Resolution of the City of Newark in the County of Essex, State of New Jersey, authorizing the execution and delivery of a Capital Equipment Lease Purchase Agreement with the Essex County Improvement Authority in connection with the issuance by the Authority of its Capital Equipment and Property and Infra-Structure Program Local Unit Guaranteed Lease Revenue Bonds, Series 1992 to finance the Municipality's participation in the Authority's 1992 capital Equipment and Property and Infra-Structure Leasing Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Martinez.

- 7-R-c. Resolution authorizing Mayor to accept Urban Enterprise Zone Authority account funds, in amount of \$370,000. pursuant to terms and conditions specified in July 9, 1992 award letter for project UEZA 92-93; \$370,000. portion of new police communications system to be used in Newark's Enterprise Zone, with provision that City purchase minimum \$92,500. of such equipment as required 20% match, for total program budget of \$462,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-d. Resolution authorizing Mayor to accept Urban Enterprise Zone Authority account funds, in amount of \$1,693,000. pursuant to terms and conditions specified in July 9, 1992 award letter for project UEZA 92-22; \$1,693,000. for sixth year of augmented police patrols by 28 officers, with provision City fund 6 additional officers at cost of \$423,500. as required 20% match, for total program budget of \$2,116,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Bradley, Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Grant.

August 5, 1992

- 7-R-e. Resolution amending Resolution 7-R-a (S-2), June 30, 1992, authorizing Mayor to file application for receipt of funds the the Job Training Partnership Act (JTPA) for Program Year 1992, for IIB SYETP in amount of \$3,072,169., for period July 1, 1992 through June 30, 1993..... by increasing allocated funds by \$2,846,838., totalling \$5,919,007.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-f. Resolution authorizing Business Administrator to enter into contract with Paragon Appraisal Service, 9-11 Stecher Street, Newark, New Jersey 07112, lowest responsible bidder, to provide Appraisals of City-owned Properties, for period September 1, 1992 to August 31, 1993; contract shall not exceed \$65,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-g. Resolution ratifying and authorizing Business Administrator to enter into contract with United Community Corporation, 31 Fulton Street, Newark, New Jersey 07102, only responsible bid received, to Provide Temporary Shelter and Food for the Homeless, for period May 1, 1992 to April 30, 1993, contract shall not exceed \$100,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-h. Resolution ratifying and authorizing Business Administrator to enter into contract with Lisbon Cleaning Inc., 350 Adams Street, Newark, New Jersey 07105, lowest responsible bidder, to provide Janitorial Maintenance Services, for period July 20, 1992 to July 19, 1993; contract shall not exceed \$625,000.; \$104,000. encumbered in 1992 temporary budget of Division of Public Buildings; balance of funds for 1992 will be certified upon adoption of 1992 budget; 1993 expenditures contingent upon appropriation of funds.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to communicate with Acting Purchasing Agent Omolino-Heard requesting detailed information on the bidders who were disqualified and the reasons for being disqualified as well as the reasons for choosing Lisbon Cleaning Inc. as the successful bidder; further directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory, Acting Purchasing Agent Omolino-Heard and the principals of Bright Horn Maintenance Inc., Floor Doctor, Kelly's Janitorial Service Inc., T.U.C.S. Cleaning Service Inc. and Lisbon Cleaning, Inc. to meet with the Municipal Council at its pre-meeting conference of September 2, 1992, was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-i. Resolution ratifying and authorizing Business Administrator to enter into contract with Abcon Contracting In., 325 Dalziel Road, Linden, New Jersey 07036, lowest responsible bidder, to provide Service and Maintenance to Telemetry Equipment, for period July 1, 1992 to June 30, 1993; contract shall not exceed \$185,000.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-j. **Resolution ratifying and authorizing Business Administrator to enter into contract with Precision Environmental Control, Inc., 201 Miller Street, Newark, New Jersey 07114, lowest responsible bidder, to provide Air Conditioning Service, for period July 1, 1992 to June 30, 1993; contract shall not exceed \$95,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-k. **Resolution authorizing Corporation Counsel and Tax Collector to enter into (partial) "Consent Order to Vacate" Foreclosure Judgement with each previous "Owner of Record", indicated on annexed list for amount shown thereon.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-l. **Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate. (In accordance with ordinance)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-m. **Resolution authorizing City of Newark to convey for a sum certain an easement to Boshadis Tonn. (Boshadis Tonn and Alphonso Garner, instituted litigation against City of Newark, et. seq. in Superior Court of New Jersey, demanding judgement and enjoining City from transferring certain properties)**
(City will convey 3 ft. easement along 90 Clinton Avenue, Block 2826, Lot 6, for \$347.; Lots 35 and 36 to be included in June 18, 1992 auction)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-n. **Resolution amending Resolution 7-R-bc (A.S.), June 17, 1992, authorizing Corporation Counsel to enter into contract with Cross County Title Agency, Inc., 636 Kearny Avenue, Kearny, New Jersey, for period June 3, 1992 to August 15, 1992, for total sum not to exceed \$75,000., for 500 title searches for properties included in the 1992 In Rem Tax Foreclosure action, by authorizing provision of title search services rather than title insurance services; all other provisions shall remain the same. (Amended contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Tucker by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-o. **Resolution amending Resolution 7-R-be (A.S.), June 17, 1992, authorizing Corporation Counsel to enter into contract with Secured Title Services, Inc., 203 Livingston Avenue, New Brunswick, New Jersey, for period June 3, 1992 to August 15, 1992, for total sum not to exceed \$95,000., for 500 title searches for properties included in the 1992 In Rem Tax Foreclosure action, by authorizing provision of title search services rather than title insurance services; all other provisions shall remain the same. (Amended contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))**
(Copy of resolution and correspondence submitted to each Member of the Council)

August 5, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-p.

Resolution amending Resolution 7-R-bd (A.S.), June 17, 1992, authorizing Corporation Counsel to enter into contract with Royal Title Services, Inc., 17 Academy Street, Newark, New Jersey, for period June 3, 1992 to August 15, 1992, for total sum not to exceed \$39,330., for 207 title searches for properties included in the 1992 In Rem Tax Foreclosure action, by authorizing provision of title search services rather than title insurance services; all other provisions shall remain the same. (Amended contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-q.

Resolution authorizing Public Auction of City-owned properties not required for governmental purposes on August 27, 1992, to be held at Quality Inn, 50 Park Place, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(A), and authorizing advertising of Exhibits A, B and C.; Bids received on August 27, 1992, will be presented to Municipal Council on September 1, 1992, but not later than at its second regularly scheduled meeting following the auction at which time they will be either accepted or rejected as provided by law.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to amend the resolution by deleting therefrom the following properties: 355 Hunterdon Street, Block 2545, Lot 24; 773 So. 18th Street, Block 2638, Lot 15; 232-236 Jelliff Avenue, Block 2681, Lot 30; 225 Second Street, Block 1912.01, Lot 42; 412 Irvine Turner Blvd., Block 2693, Lot 5; 717, 717½ & 717R So. 15th Street, Block 2622, Lots 15 and 53 and by changing Block 2703, Lot 69 to Block 2703, Lots, 69 and 71 was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

A motion to adopt the resolution, as amended, was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

At a later time in the meeting, after Motions, a motion to reconsider the resolution was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

A motion to further amend the resolution by deleting therefrom property 76½ Garside Street was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

A motion to adopt the resolution, as amended, was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-r. Resolution ratifying and authorizing Director of Engineering to execute Agreement with Township of Union for Newark Leaf Composting Operation at rates specified in Agreement to be paid to City of Newark by each participant; does not require expenditure of municipal funds.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-s. Resolution authorizing Director of Engineering to execute Change Order #1 with Hutton Construction Co., Inc., 41 Village Park Road, Cedar Grove, New Jersey 07009, for sum of \$30,209.28, Contract 91-08R, Canistear Reservoir Outlet Works Rehabilitation bringing total contract amount to \$479,202.78. (Resolution 7-R-d, October 16, 1991-\$448,993.) for concrete bed of outlet channel and outlet tunnel eroded by natural elements and scouring that occurred in tunnel which could undermine the wing walls and result in their collapse; project will be completed by September, 1992.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Tucker, Villani.

No: Council Members Harris, Rice, President Bradley.

Not Voting: Council Member Branch.

- 7-R-t. Resolution ratifying action taken by Director of Engineering to secure services of D & S Restoration, Inc., based upon lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with D & S Construction, Inc., 20 California Avenue, Paterson, New Jersey 07503, for emergency asbestos removal from Boylan Street Pool and Pool Filter Room, for total sum of \$1,400.; project began June 5, 1992 and completed on same day.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-u. Resolution authorizing Director of Engineering to execute Change Order for Contract 91-03, with Mt. Hope Rock Products, Inc., 625 Mt. Hope Road, Wharton, New Jersey 07885, for Resurfacing of Various Streets throughout City of Newark, in amount of \$88,844., (Resolution 7-R-ba (A.S.) October 16, 1991-\$444,336.40) for total amount of \$533,180.40; Change Order approved by State Department of Transportation for research and testing of Recycled Rubber Mix Asphalt.**
(Change Order funded by State Department of Transportation)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Tucker, Villani.

No: Council Members Harris, Rice, President Bradley.

Not Voting: Council Member Branch.

- 7-R-v. Resolution authorizing Director of Engineering to execute Change Order for Contract 91-25, with Dell Contractors, Inc., 1 Hill Street, Paterson, New Jersey 07502, for Resurfacing of Various Streets throughout City of Newark, in amount of \$105,723.99, (Resolution 7-R-q, March 18, 1991-\$528,737.51) for total amount of \$634,461.50; Change Order approved by State Department of Transportation to correct flooding problem on streets by adding greater quantities of milling curb to curb and eliminating depressions and repaving at least 2 inches across so water will run to nearest street catch basin and relieve street flooding.**
(Copy of resolution and correspondence submitted to each Member of the Council)

August 5, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Tucker, Villani.

No: Council Members Harris, Rice, President Bradley.

Not Voting: Council Member Branch.

7-R-w.

Resolution ratifying action taken by Director of Engineering, to secure services of LaFera Contracting Company, lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6,; further authorizing Director of Engineering to execute contract with LaFera Contracting Company, 149 Verona Avenue, Newark, New Jersey 07104, for emergency sewer repairs on Seventh Avenue and First Street, at numbers 287 and 291, for sum of \$19,750.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-x.

Resolution ratifying action taken by Director of Engineering to secure services of LaFera Contracting Company, lowest responsible bidder, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with LaFera Contracting Company, 149-153 Verona Avenue, Newark, New Jersey 07104, for emergency sewer repairs on Alyea Street between Darcy Street and Hensler Street, for sum of \$14,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-y.

Resolution authorizing Director of Finance to issue checks in amount of \$20,000., payable to Johnnie Mae Pope and her attorney, Ira J. Zarin, and \$16,667., payable to Omata T. Pope and her attorney, Ira J. Zarin, 1 Gateway Center, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel; Johnnie Mae Pope and Omata T. Pope amended complaints in Superior Court of New Jersey, Law Division, Essex County, to name City of Newark as defendant and to seek damages for personal injuries incurred in fire at 27 Johnson Avenue, which alleged that injuries resulted from negligence of Water Department.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-z.

Resolution authorizing Director of Finance to issue check in amount of \$5,926. to James R. Poole & Company, Inc., refund of overpayment of Newark Payroll Taxes, for 1st quarter of 1992; to be paid from Budget Operations.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ba. Resolution authorizing Director of Finance to issue check in amount of \$8,025.83 to Intertrans Corporation, refund of overpayment of Newark Payroll Taxes for 1989 and 1990; to be paid from Budget Operations.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bb. Resolution authorizing Director of Finance to issue check in amount of \$824.30 to I. C. Foods, Inc., refund of overpayment of Newark Payroll Taxes for 1991, to be paid from Budget Operations.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bc. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Pervis Jackson, refund of fence deposit paid at time of closing for purchase of City-owned property known as 136-138 Milford Avenue, Block 2697, Lots 65, 66. (Purchaser has complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bd. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Mohamad Hakimzadeh, refund of fence deposit paid at time of closing for purchase of City-owned property known as 190 First Street, Block 1912, Lot 46. (Purchaser has complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-be. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to 16, Inc., refund of fence deposit paid at time of closing for purchase of City-owned property known as 204-214 16th Avenue, Block 310.01, Lot 38. (Purchaser has complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bf. Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Paulo Honorato Gomes, refund of fence deposit paid at time of closing for purchase of City-owned property known as 11-15 Dickerson Street, Block 2839, Lot 21. (Purchaser has complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bg.** **Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Kyang Y. Kim, refund of fence deposit paid at time of closing for purchase of City-owned property known as 465-475 Broadway, Block 619, Lots 5, 6, 7, 8, 9, 10. (Purchaser has complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-bh.** **Resolution authorizing Director of Finance to issue check in amount of \$1,000. to Bertram H. Gibson, refund of fence deposit paid at time of closing for purchase of City-owned property known as 45 Pine Grove Terrace, Block 4053, Lot 22. (Purchaser has complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-bi.** **Resolution authorizing Director of Finance to issue check in amount of \$272., to Sancha Cordora and Antonio Velez, refund of ½ years taxes, paid at time of closing for purchase of City-owned property known as 57½ Wright Street, Block 2799, Lot 14. (Purchasers have complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-bj.** **Resolution authorizing Director of Finance to issue check in amount of \$1,168. to Hutchinson Enterprises, Inc., refund of ¼ year's taxes paid at time of closing for purchase of City-owned property known as 35 North 9th Street, Block 1919, Lot 65. (Purchaser has complied with Conditions of Sale)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-bk.** **Resolution authorizing Director of Finance to issue check in amount of \$3,200. to Adesina Sajimi/Adekunle Ali, refund of deposit paid at time of auction for purchase of City-owned property known as 539-545 Hawthorne Avenue, Block 3075, Lots 13 and 16. (City unable to convey marketable title)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-bl.** **Resolution authorizing Director of Finance to issue check in amount of \$1,700. to Moses Capers, Jr., refund of deposit paid at time of auction for purchase of City-owned property known as 81-83 W. Alpine Street, Block 2678, Lot 18. (City unable to convey marketable title)**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bm. Resolution authorizing Director of Finance to issue check in amount of \$4,000. to Alpha Samuel, refund of deposit paid at time of auction for purchase of City-owned property known as 96-98 Schley Street, Block 3072, Lot 76. (City unable to convey marketable title)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bn. Resolution authorizing Director of Finance to issue check in amount of \$3,000. to Lorenzo Edwards, Jr., refund of deposit paid at time of auction for purchase of City-owned property known as 133-135 Osborne Terrace, Block 3029, Lot 23. (City unable to convey marketable title)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bo. Resolution authorizing Director of Finance to issue check in amount of \$1,050. to Verona Campbell, refund of deposit paid at time of auction for purchase of City-owned property known as 62½ 4th Street, Block 1876, Lot 48. (City unable to convey marketable title)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bp. Resolution authorizing Director of Finance to issue check in amount of \$7,650. to Behdad Rashadi, refund of deposit paid at time of auction for purchase of City-owned property known as 550-552 Central Avenue, Block 1826, Lot 3. (City unable to convey marketable title)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bq. Resolution authorizing Director of Finance to issue check in amount of \$125. to Jorge Terreros, refund of deposit paid at time of auction for purchase of City-owned property known as 316 7th Avenue, Block 1911, Lot 2. (Property foreclosed in error)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-br. Resolution authorizing Director of Finance to issue check in amount of \$158. to Janet & Andrew Leopardo, refund of deposit paid at time of auction for purchase of City-owned property known as 24 4th Street, Block 1849, Lot 19. (Property should not have been sold; part of proposed project by Essex County)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bs.** Resolution authorizing Director of Finance to issue check in amount of \$125. to Freddie Williamson, refund of deposit paid at time of auction for purchase of City-owned property known as 811 South 16th Street, Block 2645, Lot 13. (Property was not owned by the City of Newark at time of auction)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-bt.** Resolution authorizing Director of Finance to issue check in amount of \$6,600. to Ruben J. Aneiros and Kevin McClosky, refund of deposit paid at time of auction for purchase of City-owned property known as 128 Prospect Street, Block 191, Lot 51. (Former owner allowed to redeem property)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-bu.** Resolution authorizing Director of Finance to issue check in amount of \$6,300. to Iraida & Reynaldo Rodriguez, refund of deposit paid at time of auction for purchase of City-owned property known as 71-73 4th Street, Block 1877, Lot 36. (Property redeemed by former owner)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-bv.** Resolution authorizing Director of Finance to issue checks to persons and in amounts shown in resolution, totalling \$18,577.50, for overpayments carried on books and records of Tax Collector by reason of Cash Overpayments for years 1987, 1989, 1990, 1991 and 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-bw.** Resolution authorizing City Treasurer to issue check in amount of \$1,351.89, to Salvator Menno, 6 Bruce Circle, Short Hills, New Jersey 07078, refund of overpayment made due to high estimated water/sewer bills in 1989 and 1991, Account No. 11-556-3400-00 (New Account #36842), for property located in Silver Lake District, Belleville, New Jersey 07109.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-bx.** Resolution authorizing City Treasurer to issue check in amount of \$468.35, to R & G Rouse, 179 Alexander Street, refund of overpayment for water/sewer charges to Account No. 004026, Block 40501, Lot 38 due to an error.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1992

- 7-R-by. Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties in amount of \$331.33, on property known as 416 South 18th Street, Block 321, Lot 58, Account No. 02-099-0050-00 (NA #006436), which the City has foreclosed pursuant to In Rem Foreclosure.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bz. Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties in amount of \$2,817.04, on property known as 455 South 18th Street, Block 322, Lot 33, Account No. 02-099-1650-00 (NA #006468), which the City has foreclosed pursuant to In Rem Foreclosure.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ca. Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties in amount of \$1,008.56, on property known as 553 13th Avenue, Block 1794, Lot 34, Account No. 02-085-2500-00 (NA #005630), which the City has foreclosed pursuant to In Rem Foreclosure.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cb. Resolution authorizing Fire Director to execute agreement with Occupational Health Services of Saint James Hospital, in sum of \$28,000., for period not to exceed 1 year, for medical examinations of HAZ-MAT Firemen as required by Federal Law. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cc. Resolution amending Resolution 7-R-x, February 5, 1992, authorizing Mayor and Acting Director of Health and Human Services to accept grant award, enter into and execute contract with State Department of Human Services, Division of Mental Health and Hospitals, in amount of \$131,552., for provision of clinical case management services to the homeless mentally ill residents, to change contract period from July 1, 1991 through June 30, 1992 to July 1, 1991 through September 30, 1992; all other provisions shall remain in full force and effect; no additional funds needed.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cd. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to apply and accept funds from U.S. Department of Public Health Services, in amount of \$2,774,243., for period April 4, 1992 through April 3, 1993, for provision of AIDS social, educational and health services to Newark, Irvington, East Orange and Union County Residents; funds provided through Title I-HIV Emergency Relief Grant Program, Ryan White Comprehensive AIDS Resources Emergency Care Act of 1990.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-ce. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to apply for and accept renewal grant from State Department of Human Services, in amount of \$15,124., for period July 1, 1992 to June 30, 1993, to continue providing Family Day Care Services.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-cf. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds from State Department of Education, Bureau of Child Nutrition, in amount of \$1,012,497.10, to implement SuNup/Summer Food Service Program for Children, for period July 6, 1992 to September 4, 1992.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-cg. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept Leadership Award Grant from Prudential Foundation, in amount of \$3,000., to be used to pay overtime hours as result of extended WIC services hours to Saturday and evenings for working and school age WIC clients, for period January 10, 1992 through April 24, 1992.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-ch. Resolution amending Resolution 7-R-i, January 22, 1992, contract with Residents of Community Action/Vince Lombardi Center, for provision of transportation, health and social services to low and moderate income Newark residents, for period January 1, 1992 to December 31, 1992, by increasing amount from \$50,000. to \$80,000.; all other conditions shall remain in full force and effect; funds provided in H.C.D.A. XIV.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ci.** Resolution amending Resolution 7-R-x, December 18, 1991, accepting funds and entering into contract with State Department of Human Services, Division of Mental Health and Hospitals, to provide mental health services to homeless residents, by amending contract period from July 1, 1991 through June 30, 1992 to July 1, 1991 through September 30, 1992 and to increase amount of contract from \$129,551. to \$164,927.; all other provisions shall remain in full force.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cj.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Lillian Carter, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$8,803.83; funds provided from U. S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ck.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Wanda Alderman, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$11,594.01; funds provided from U. S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cl.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Ivor Carlisle, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$11,594.01; funds provided from U. S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cm.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Mary A. Johnson, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$11,594.01; funds provided from U. S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1992

- 7-R-cn.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Saundra A. Jenkins, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$11,594.01; funds provided from U. S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-co.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Olga Sheehy Quintana, M.D., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$29,621.52; funds provided from U. S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cp.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Edward Blot, M.D., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$29,621.52; funds provided from U. S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cq.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Rameshchan Kania, M.D., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum amount of contract is \$29,621.52; funds provided from U. S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cr.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Forest Hill Family Health Associates, P.A., Thomas R. Ortiz, M.D., Medical Director, for provision of high quality medical care services to homeless individuals and families at ten shelters and two soup kitchens from 8:30 P.M. to 8:30 A.M. daily, 24 hours on weekends and holidays, for period November 1, 1991 through December 31, 1991, maximum amount of contract shall not exceed \$10,500.; funds provided from U. S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cs.** Resolution authorizing Newark Watershed Conservation and Development Corporation to advertise for lease of .25 acres known as Block 14701, Lot 51, on the Tax Maps of West Milford Township, for term of one year with two one year options at a minimum amount of \$798.60 per year plus responsibility for property taxes and insurance and setting a date for return of bids as August 26, 1992, in accordance with N.J.S.A. 40A:12-14(A)
(Use to be restricted to parking)
(Copy of resolution and correspondence submitted to each Member of the Council)

- 7-R-ct.** Resolution authorizing Newark Watershed Conservation and Development Corporation to advertise for lease of 1.1 acres known as Block 15508, Lots 4 and 8, on the Tax Maps of West Milford Township, for term of two years at a minimum amount of \$1,540. per year plus responsibility for property taxes and setting a date for return of bids as August 26, 1992, in accordance with N.J.S.A. 40A:12-14(a)
(Lot 8 shall be used only as convenience access driveway)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cu.** Resolution authorizing Police Director to execute a Hold Harmless and Indemnification Agreement with the City of New York for any liability which may be incurred by police officers who participate in high intensity drug trafficking area training program in conjunction with John Jay College and the New York City Police Department, to combat drug trafficking in City of Newark at no cost to City.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cv.** Resolution authorizing Tax Collector to hold Tax Sale on September 1, 1992 in the Council Chamber at 10:30 A.M., to enforce Municipal Liens pursuant to N.J.S.A. 54:5-19 et seq.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cw.** **Resolution amending Resolution 7-R-bc, March 4, 1992 establishing Petty Cash for various departments and agencies for year 1992.**
(Action necessary due to two changes in Directors in Departments of Law and Development)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-cx.** **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue," sum of \$1,693,000., New Jersey Urban Enterprise Zone.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-cy.** **Temporary emergency resolution appropriating \$1,693,000., New Jersey Urban Enterprise Zone; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-cz.** **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue," sum of \$370,000., New Jersey Urban Enterprise Zone.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-da.** **Temporary emergency resolution appropriating \$370,000., New Jersey Urban Enterprise Zone; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-db.** **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue," sum of \$159,842., Sexually Transmitted Disease Prevention Training Center.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-dc. Temporary emergency resolution appropriating \$159,842., Sexually Transmitted Disease Prevention Training Center; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-dd. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue," sum of \$7,150,000., Home Investment Partnership Program (HOME).**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-de. Temporary emergency resolution appropriating \$7,150,000., Home Investment Partnership Program (HOME); said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-df. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue," sum of \$35,376., Homeless Mentally Ill Program.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-dg. Temporary emergency resolution appropriating \$35,376., Homeless Mentally Ill Program; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-dh. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue," sum of \$94,661, Port Authority of New York and New Jersey Homeless Services Program.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-di. Temporary emergency resolution appropriating \$94,661., Port Authority of New York and New Jersey Homeless Services Program; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-dj. **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue," sum of \$1,012,497.10, Summer Food Service Program for Children/SuNuP.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-dk. **Temporary emergency resolution appropriating \$1,012,497.10, Summer Food Service Program for Children/SuNuP; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-dl. **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue," sum of \$50,000., Jobs Training Partnership Act.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-dm. **Temporary emergency resolution appropriating \$50,000., Jobs Training Partnership Act; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-dn. **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$300,000., Multi-Jurisdictional Narcotics Task Force.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-do. **Temporary emergency resolution appropriating \$300,000., Multi-Jurisdictional Narcotics Task Force; said emergency funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-dp. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue," sum of \$2,846,838., Jobs Training Partnership Act.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-dq. Temporary emergency resolution appropriating \$2,846,838., Jobs Training Partnership Act; said emergency funds shall be provided in 1992 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-dr. Resolution authorizing transfer of Housing and Community Development Act - Fifteenth Year (HCDA XV), Small Business Loans, Other Expenses, \$100,000., to Commercial Corridor, Other Expenses, \$100,000.; pursuant to Ordinance 6-S & F-d, April 16, 1980.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ds. Resolution designating reserved parking area for handicapped motorists on Pacific Street, westside, beginning 35 feet south of the southerly curblin of East Kinney Street and extending 18 feet southerly therefrom, for a period of one year, pursuant to N.J.S.A. 39:4-8. (East Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-dt. Resolution designating reserved parking area for handicapped motorists on Romaine Place, eastside, beginning 115 feet north of the northerly curblin of Delavan Avenue and extending 25 feet northerly therefrom, for a period of one year, pursuant to N.J.S.A. 39:4-8. (North Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-du. Resolution designating reserved parking area for handicapped motorists on Mount Pleasant Avenue, westside, beginning 464 feet north of the northerly curblin of Clay Street and extending 18 feet westerly therefrom, for a period of one year, pursuant to N.J.S.A. 39:4-8. (North Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-dv. Resolution designating reserved parking area for handicapped motorists on Clifton Avenue, westside, beginning 62 feet south of the southerly curblane of Treadwell Street and extending 22 feet southerly therefrom, for a period of one year, pursuant to N.J.S.A. 39:4-8. (North Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-dw. Resolution designating intersection of Hazelwood Avenue and Fortuna Street as a stop intersection, installing stop signs on Fortuna Street, pursuant to N.J.S.A. 39:4-140.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-dx. Resolution designating intersection of Montclair Avenue and Bellair Place as a stop intersection, installing stop signs on Bellair Place, pursuant to N.J.S.A. 39:4-140.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-dy. Resolution attesting that the Governing Body of the City of Newark has complied with promulgation of New Jersey Local Finance Board with respect to review of Annual Audit of the City of Newark, for the Year 1990.**
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-dz. Resolution declaring an emergency exists as to an "Ordinance approving the Redevelopment Plan and the Feasibility of Relocation of City Tax Block 2508, Lots 18, 19, 20, 21, 22, 43, 44, 46 and 47 (20-28 College Place, 64-76 Lincoln Street and 137-145 Court Street)," Ordinance 6-Ph, S & F-h, being finally adopted August 5, 1992, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ea. Resolution declaring an emergency exists as to an "Ordinance to amend and supplement Title 10, Finance and Taxation, Chapter 15, Tax Abatement for Qualified Residential Properties, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by allowing for a twenty-five (25) year extension of certain existing Tax Abatements granted under this ordinance and setting forth the computations; eligibility; and application procedures for same," Ordinance 6-Ph, S & F-o, being finally adopted August 5, 1992, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

- 7-R-eb. Resolution by the Municipal Council of the City of Newark, New Jersey, directing the City Clerk to submit to the Clerk of Essex County for the November 3, 1992 General Election, the question "Shall the residents of the City of Newark, who purchase auto insurance, be subject to a higher premium rate than other municipalities in the State of New Jersey?"**

(Copy of resolution submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ec. Resolution calling for a six month moratorium on the issuance of variances to automobile repair shops, tire repair shops, muffler repair shops, brake shops, transmission shops, body and fender repair shops and automobile garages or the like thereof within the City of Newark.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ed. Resolution granting fireworks display permit to the St. Gerard Feast Committee of St. Lucy's Church, of the City of Newark, for fireworks display on October 16, 17, 18, 1992 at 118 7th Avenue.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ee. Resolution approving constable bond in the amount of \$1,000. issued to Adila Habiba Abdul-Aziz as to form, amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ef. Resolution approving constable bond in the amount of \$1,000. issued to Rasul Ansari, as to form, amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-eg. Resolution approving constable bond in the amount of \$1,000. issued to Otis Waller as to form, amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-eh. Resolution approving constable bond in the amount of \$1,000. issued to Eric Barnes as to form, amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Villani, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ei. Resolution supporting United States House of Representatives Bill (H.R. 1067) and United States Senate Bill (S 167) which would permanently extend the Mortgage Revenue Bond Program.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ej. Resolution to commemorate the week of July 12 of each year in memory of the twenty-six persons killed during the 1967 riots in Newark, New Jersey.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ek. Resolution declaring August 13, 1992, as "Josiah Hornblower Day" throughout the City of Newark.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-1. Resolution recognizing and commending Mrs. Mozell Evans-Williams for exemplary community service and her 50th birthday.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-2. Resolution recognizing and commending Talib and Denise Abdul-Aziz of Elegant Eyes.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-3. Resolution recognizing and commending Newark Housing Authority Commissioner Rolando Velazquez.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-4. Resolution recognizing and commending A Jam for JA Memorial Program. (GB)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-5. Resolution recognizing and commending State Senator Richard Codey (D-Essex) for his unswerving commitment to urban education.

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-6. Resolution recognizing and commending Ms. LaShawn Mack, Ms. Wendy Davis and Ms. Valencia Kearny for their display of civic responsibility and valor.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-7. Resolution recognizing and commending Ms. Regina Marshall.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-8. Resolution recognizing and commending Ms. Irish Morris Yamba for her many years of community service.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-9. Resolution recognizing and commending Ms. Rosa Langston for her many years of community service.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-10. Resolution recognizing and commending Mr. & Mrs. Alysses Richardson. (GH)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-11. Resolution recognizing and commending Mr. Fred Maldonado for 30 years of exemplary service with Prudential Life Insurance Company of America.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-12. Resolution recognizing and commending Ms. Earma McClurkin on the occasion of her 100th Birthday Celebration.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-13. Resolution recognizing and commending Mr. Willie Cole, nationally acclaimed artist, for his outstanding contributions to the field of fine arts.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-el-14. Resolution recognizing and commending Newark Police Detectives Vincent Cordi and Samuel DeMaio for their heroism and valor which led to the apprehension of several suspects allegedly responsible for a series of robberies throughout the city.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-el-15. Resolution recognizing and commending members of the University of Medicine and Dentistry of New Jersey Emergency Medical Services for their extraordinary exhibition of teamwork during a recent motor vehicle accident in the City of Newark.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-el-16. Resolution recognizing and commending the Pilgrim Baptist Village Tenant Association.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-el-17. Resolution recognizing and commending Dick Gregory, long-time social activist and leader in the struggle for equal rights and social justice.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-em-1. Resolution recognizing and commending various African Government Officials (A.S.) for their outstanding continuing commitment to the principal of Pan-African unity.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-em-2. Resolution recognizing and commending the Archbishop Walsh After-School (A.S.) Program.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-em-3. Resolution recognizing and commending Mr. Theodore Davis, Project Director, (A.S.) The Archbishop Walsh After-School Program.**

A motion to adopt the resolution was made by Council Member Rice, by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-em-4. Resolution recognizing and commending boxer Alfred "Ice" Cole in winning (A.S.) the IBF Cruiserweight Boxing Championship.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-en.
(A.S.) **Resolution ratifying action taken by Director of Engineering to secure services of Scafar Contracting, Inc., lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Scafar Contracting, Inc., 225 Pacific Street, Newark, New Jersey 07114, for emergency sewer repair on Bloomfield Avenue and Ninth Street, for sum of \$40,175.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-eo.
(A.S.) **Resolution ratifying and authorizing Director of Engineering to enter into contract with Occupational Center, 391 Lakeside Avenue, Orange, New Jersey, for curbside collection of recyclable newspaper, magazines, food and beverage glass bottles, jars and bi-metal/aluminum cans, at cost of \$540. per crew per day. (Contract exempt from public bidding pursuant to N.J.S.A. 40A:11-5(1)(H))**
(June 18, 1992 through June 17, 1993)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ep.
(A.S.) **Resolution approving Constable Bond in the amount of \$1,000 issued to Joseph D'Amico, as to form, amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-eq.
(A.S.) **Resolution amending Resolution 7-R-n, March 6, 1991, authorizing Mayor and Acting Director of Health and Human services to apply and accept funds in amount of \$1,967,713. from United States Department of Public Health Services, for provision of AIDS social, education and health services, by extending period from February 1, 1991 through January 31, 1992 to February 1, 1991 through January 31, 1993, no additional funds required; all other provisions shall remain in full force and effect.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-er.
(A.S.) **Resolution authorizing Mayor and Presiding Judge of the Newark Municipal Court to file request for funds from Victims of Crime Act (V.O.C.A.) Discretionary Grant Program, in sum of \$40,000., through Division of Criminal Justice for staffing of a Crime Victim Advocacy Resource Office.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1992

7-R-es.
(A.S.)

Resolution amending Resolution 7-R-bt (A.S.), June 5, 1991, authorizing Mayor and Acting Director of Health and Human Services to apply and accept funds in amount of \$2,143,890. from United States Department of Public Health Services, for provision of Case Management Ambulatory Care Services, by extending period from April 4, 1991 through April 3, 1992 to April 4, 1991 through April 3, 1993, no additional funds required; all other provisions shall remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-et.
(A.S.)

Resolution authorizing foreclosure of properties by Summary Proceedings, In Rem, as provided by In Rem Tax Foreclosure Act (1948), R.S. 54:5-104-29, et. seq., eligible tax sale certificates. (1,092 delinquent properties)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-eu.
(A.S.)

Resolution approving Tracey Dean Curry, Constable, for a term commencing August 5, 1992 and ending August 5, 1993.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ev.
(A.S.)

Resolution expressing profound sorrow and regret at the passing of Mr. George Kennedy.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ew.
(A.S.)

Resolution by the Municipal Council of the City of Newark, New Jersey, directing the City Clerk to submit to the Clerk of Essex County for the November 3, 1992 General Election, the question "Shall the City of Newark have a policy for long term tax abatements which allows for the granting of tax exemptions to commercial properties for a period of thirty years and require State review and approval?"

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ex.
(A.S.)

Temporary emergency resolution appropriating \$58,850., Mayor's Office and Agencies, Municipal Courts, \$25,000., Municipal Debt Service, Interest on Notes, \$33,850.; said emergency funds shall be provided in 1992 budget. (To purchase Automated Phone System and to pay interest on notes)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ey.
(A.S.)

Resolution rescinding Parking prohibitions on south side of Raymond Boulevard between Jackson Street and Monroe Street, for period of 90 days from date of approval by State Department of Transportation, pursuant to N.J.S.A. 39:4-197.3

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

MOTIONS.

7-M-a.

A MOTION RESPECTFULLY REQUESTING THAT THE GOVERNOR OF THE STATE OF NEW JERSEY AND THE MEMBERS OF THE STATE LEGISLATURE DEVELOP CONCISE LANGUAGE AND REGULATIONS DEFINING THE EXACT POWERS REGARDING THE CITY OF NEWARK AND THE DEPARTMENT OF COMMUNITY AFFAIRS UNDER THE LONG TERM TAX EXEMPTION LAW, CHAPTER 431, APPROVED JANUARY 18, 1992 was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-b.

A MOTION URGING THE STATE LEGISLATURE TO EXPEDITIOUSLY CONSIDER THE PASSAGE OF SENATE BILL 807, WHICH PROHIBITS THE EXTENSION OF 15 YEAR TAX ABATEMENTS was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

7-M-c.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FELIX MARTINEZ, OF NEWARK was made by Council Member Harris, by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

7-M-d.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. OTIS BARBER, OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

7-M-e.

A MOTION URGING THE DEPARTMENT OF LAND USE CONTROL TO STRONGLY ENFORCE THE SIDEWALK OBSTRUCTION ORDINANCE WITHIN THE COMMERCIAL CORRIDORS;

WEEKLY REPORTS ON THE NUMBER OF SUMMONSES ISSUED was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

7-M-f.

A MOTION URGING THE DEPARTMENT OF LAND USE CONTROL TO INSPECT A TIRE REPAIR SHOP WHICH IS LOCATED IN A RESIDENTIAL DISTRICT AT 46 MONTROSE STREET, AND ISSUE A CEASE AND DESIST ORDER FOR SAME IF IT IS OPERATING ILLEGALLY was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

- 7-M-g.** A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO MOVE FORTHWITH TO HAVE THE APPROPRIATE PERSONNEL DISPATCHED TO SOUTH 12TH STREET TO REMOVE THE REFUSE AND DEBRIS FROM THE AREA; FURTHER, REQUESTING A WEEKLY REPORT BE SUBMITTED TO THE MUNICIPAL COUNCIL DETAILING CLEAN-UP EFFORTS IN THE AREA was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Grant.
- 7-M-h.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. FRANK DONDIEGO, LONG-TIME RESIDENT OF NEWARK was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Grant.
- 7-M-i.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. PETER KARNAUGH, FATHER OF UNITED STATES OLYMPIC SWIMMER, RON KARNAUGH OF MAPLEWOOD, NEW JERSEY was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Grant.
- 7-M-j.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JEAN L. BERNARD was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Grant.
- 7-M-k.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF REVEREND ELLIOT JONES, OF NEWARK was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Grant.
- 7-M-l.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MAEOMIE FEDD, OF NEWARK was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Grant.
- 7-M-m.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF THE HONORABLE JOHN J. TEARE, JUDGE, FORMER CORPORATION COUNSEL OF THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Bradley by the following vote:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Grant.
- 7-M-n.** A MOTION EXPRESSING PROFOUND SORROW AND REGREAT THE THE PASSING OF MRS. VIGINIA CICCONE, OF NUTLEY AND FORMER REGISTERED NURSE was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Grant.

- 7-M-o.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GEORGE MCCORMACK, PAST PRESIDENT OF THE ESSEX COUNTY YOUNG DEMOCRATS, PAST CHAIRMAN OF THE WEST WARD DEMOCRATIC COMMITTEE, FORMER EXECUTIVE DIRECTOR OF THE ESSEX COUNTY DEMOCRATIC COMMITTEE AND ADMINISTRATOR OF THE ESSEX COUNTY TAX BOARD was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Grant.
- 7-M-p.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. YONADA FLEMING, AUNT OF COUNCIL MEMBER ANTHONY CARRINO was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Grant.
- 7-M-q.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. EZEQUIET PEREZ, BELOVED FATHER OF MARIA C. PEREZ, EMPLOYEE IN THE CITY CLERK'S OFFICE was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Grant.
- 7-M-r-1.** and
7-M-r-2. A MOTION REQUESTING THAT THE OWNER OF RECORD OF THE ABANDONED BUILDINGS IN THE HISTORIC JAMES STREET AREA MOVE FORTHWITH TO EITHER SELL, REHABILITATE AND RENOVATE OR DEMOLISH THESE STRUCTURES was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-s.** A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING UNDERTAKE A PROJECT TO HAVE ALL ABANDONED BUILDINGS DEMOLISHED was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-t.** A MOTION DIRECTING THAT THE CITY CLERK ONCE AGAIN REQUEST FROM THE ADMINISTRATOR A DETAILED WRITTEN STATUS REPORT ON THE COMMUNITY DEVELOPMENT GRANT FUND WHICH WAS TO BE ESTABLISHED ACCORDING TO THE TERMS OF THE TAX ABATEMENT AND FINANCIAL AGREEMENT EXTENSION GRANTED TO BLUE CROSS/BLUE SHIELD OF NEW JERSEY, INC., BY RESOLUTIONS 7-R-c (S-1), FEBRUARY 27, 1991 was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-u.** A MOTION SUGGESTING AND RECOMMENDING THAT IN THE FUTURE, NO MONEY BE EXPENDED TO PLACE SIDEWALKS AROUND VACANT LOTS was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-v.** A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR GRANT, DEVELOPMENT DIRECTOR DASHER, NEWARK HOUSING AUTHORITY EXECUTIVE DIRECTOR LUCAS, CORPORATION COUNSEL HOLLAR-GREGORY TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE MEETING TO DISCUSS THE TOPIC OF THE HOPE APPLICATION REGARDING NEW COMMUNITY CORPORATION AND HAYES HOMES was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-w.** A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MS. DOROTHY COLES was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1991²

- 7-M-x.** A MOTION REQUESTING THAT THE DIRECTOR OF THE DIVISION OF SOLID WASTE MANAGEMENT INVESTIGATE WHY S.J.S. TRUCKING COMPANY IS USING CLIFTON AVENUE GOING TO OR COMING FROM THE SOLID WASTE DISPOSAL SITE IN NEWARK was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-y.** A MOTION RESPECTFULLY REQUESTING THE DIRECTOR OF POLICE TO STUDY THE FEASIBILITY OF MAKING CAR BOOTS AVAILABLE FOR SALE TO NEWARK RESIDENTS WHO WISH TO PURCHASE THIS APPARATUS TO HELP PROTECT THEIR AUTOMOBILE FROM POSSIBLE THEFT was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-z.** A MOTION REQUESTING THE ADMINISTRATION TO REALLOCATE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN ORDER TO ASSIST CHAD SCHOOL WITH THE BUILDING OF A SCIENCE ACADEMY was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-ba.** A MOTION REQUESTING THE CITY CLERK TO ESTABLISH A HOT LINE FOR TOWING COMPLAINTS BY RESIDENTS OF THE CITY TO BE FORWARDED TO THE BUSINESS ADMINISTRATOR AND POLICE DIRECTOR was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bb-1.** A MOTION REQUESTING THAT THE DIRECTOR OF LAND USE CONTROL INSPECT THE PREMISES AT 43 HOUSTON STREET FOR ITS USE AS AN AUTO REPAIR SHOP was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bb-2.** A MOTION REQUESTING THAT THE PAY PHONE LOCATED ON CHESTNUT STREET WHERE IT INTERSECTS HENNESEY STREET BE REMOVED AS SOON AS POSSIBLE DUE TO ITS USE PRIMARILY BY ALLEGED DRUG DEALERS was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bc.** A MOTION RESPECTFULLY REQUESTING THE ESSEX COUNTY SUPERIOR COURT AND NEWARK MUNICIPAL COURT SYSTEMS HELP THE CITY OF NEWARK FIGHT AGAINST THE GROWING NUMBER OF AUTOMOBILE THEFTS PROVIDING STIFFER PENALTIES OR FINES TO SUSPECTS WHO ARE REPEATEDLY FOUND GUILTY OF STEALING VEHICLES IN THIS COMMUNITY was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bd.** A MOTION REQUESTING THE POLICE DEPARTMENT TO INVESTIGATE THE BLATANT SALE OF DRUGS IN THE VICINITY OF 1) THE INTERSECTION OF LEHIGH AVENUE AND BERGEN STREET AND 2) ON BERGEN STREET BETWEEN LYONS AND LEHIGH AVENUES was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-M-be.

A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF LAND USE CONTROL URGE THE COURT TO IMPOSE THE MAXIMUM PENALTY TO THE LANDLORD OF THE CAMBRIDGE APARTMENTS LOCATED ON SCHLEY STREET was made by President Bradley, seconded by Council Member Tucker and declared adopted by President Bradley by the following vote:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

COMMUNICATIONS AND PETITIONS.

Communications.

- 8-a. Communication from Business Administrator Grant, received July 15, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Office of the Mayor and Agencies and establishing salaries therefor,' (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To institute the title of Principal Accountant and to abolish the title of Senior Accountant in the Municipal Courts)."

(Principal	1/1/92	\$26,976.93 -	\$32,410.80
Accountant	1/1/93	28,056.01 -	33,707.23
(35 Hours)	1/1/94	29,178.25 -	35,055.52)

(Instituting title and abolishing old in the Municipal Courts.

Represented by Newark Council No. 21, Civil Service Association. New title carries a lower salary range than the old one.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-m on pages 10 and 11 in the minutes of this meeting)

- 8-b. The City Clerk presented Communication from Acting Business Administrator Hollar-Gregory, received July 16, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977 and amendments thereto (To institute the title of Senior Account Clerk, Typing in the Department of Police)."

(Senior Account	1/1/92	\$17,069.52 -	\$20,369.93
Clerk, Typing	1/1/93	17,752.30 -	21,184.73
(35 Hours)	1/1/94	18,462.39 -	22,032.12)

(Instituting title in Police Department which more appropriately describes duties and responsibilities of employee currently serving in title of Police Records Clerk Typing. Old title is common title. Fiscal impact approximately \$1,000. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1992

- 8-c. The City Clerk presented **Communication from His Honor, Mayor Sharpe James, received July 15, 1992, appointing, subject to confirmation, Ms. Audrey M. Harris, as a Member of the Mayor's Commission on the Status of Women, for term commencing August 5, 1992 and ending March 5, 1993.**

(Copy of communication submitted to each Member of the Council)
(Ms. Harris met with the Council August 5, 1992)

A motion to confirm the appointment of Ms. Audrey M. Harris, as a Member of the Mayor's Commission on the Status of Women, for a term commencing August 5, 1992 and ending March 5, 1993 was made by the Council of the Whole.

President Bradley: Will the Council confirm the appointment?

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Harris.

President Bradley: This appointment is confirmed.

- 8-d. Communication from Business Administrator Grant, received July 24, 1992, enclosing proposed, **"Ordinance authorizing the Director of the Department of Development to acquire privately owned properties within the Krueger-Scott Cultural Center Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq."**

(Central Ward)

(141 Court Street, 137 Court Street, 24-26 College Place, 28 College Place)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-n on page 11 in the minutes of this meeting)

- 8-e. The City Clerk presented **Communication from Business Administrator Grant, received July 24, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled 'An ordinance instituting positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To institute the title of Principal Timekeeper in the Department of Engineering)."**

(Principal Timekeeper	1	1/1/92	\$19,483.90 - \$22,902.02
(35 Hours)		1/1/93	20,263.26 - 23,818.10
		1/1/94	21,073.79 - 24,770.82)

(Instituting title in Department of Engineering which more appropriately describes duties being performed by employee. Old title is common title. Fiscal impact approximately \$1,300. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1992

- 8-f. The City Clerk presented **Communication from Business Administrator Grant, received July 27, 1992, enclosing proposed, "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting Oriental Street as a One-Way Street."**

(North Ward)

(Oriental Street:

Eastbound, from Broadway to McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the September 2, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 8-g. The City Clerk presented **Communication from Business Administrator Grant, received July 27, 1992, enclosing proposed, "Ordinance to amend Ordinance 6-S & F-c, adopted January 21, 1970, which granted permission to construct and maintain a bridge structure over Doremus Avenue, by further allowing Newark Bay Cogeneration Partnership to utilize the existing bridge structure.**

(East Ward)

(Steam Distribution System)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 8-h. **Communication from Business Administrator Grant, received July 28, 1992, enclosing proposed, "Ordinance authorizing the execution of a lease between the City of Newark, Lessor, and The Boys and Girls Club of Newark, Inc., Lessee, with the authorization to sublease to the South Ward Cultural Center, for the premises commonly known as 392-400 Hawthorne Avenue, Block 3617, Lots 8, 9, & 12, for the sum of one hundred dollars (\$100.) or the County Taxes, whichever is greater, per year for a period of ten (10) years with the option to renew for four (4) additional ten (10) year periods, for a period of fifty (50) years."**

(Commencing September 1, 1992 and terminating no later than August 31, 2042)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o on pages 11 and 12 in the minutes of this meeting)

August 5, 1992

- 8-i. The City Clerk presented **Communication from Business Administrator Grant, received July 10, 1992, enclosing proposed, "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Edison Place as a One-Way Street."**

(East Ward)

(Deleting:

Edison Place

Eastbound, from Broad Street to N.J. Railroad Avenue.

Adding:

Edison Place

Eastbound, from Broad Street to Mulberry Street,

Eastbound, beginning 250 feet east of the easterly curblin of Mulberry Street to N.J. Railroad Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the September 2, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 8-j. The City Clerk presented **Communication from His Honor Mayor Sharpe James, received July 28, 1992, appointing, subject to confirmation, Mr. Aly M. Hassan, to serve as a Commissioner on the Newark Taxicab Commission, for term commencing August 5, 1992 and ending August 4, 1995.**

(Copy of communication submitted to each Member of the Council)

(Mr. Hassan met with the Council August 5, 1992)

A motion to confirm the appointment of Mr Aly M. Hassan, as a Commissioner on the Newark Taxicab Commission, for a term commencing August 5, 1992 and ending August 4, 1995 was made by the Council of the Whole.

President Bradley: Will the Council confirm the appointment?

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: This appointment is confirmed.

- 8-k. **Proposed, "Ordinance repealing Ordinance 6-S & F-f, (A.S.) adopted June 3, 1992, an ordinance entitled, 'An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by providing for the dismissal of Members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board of Adjustment for excessive and unexcused absences).'"**

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p (A.S.) on page 12 in the minutes of this meeting)

August 5, 1992

- 8-l.
(A.S.)** **Proposed, "Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by further pro-rating the payment of stipends for Members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment, according to the degree of attendance at their meetings, and provide for the dismissal of Board and Commission Members for excessive unexcused absences)."**
(Copy of ordinance and communication submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-q (A.S.) on pages 12 and 13 in the minutes of this meeting)

- 8-m.
(A.S.)** **The City Clerk presented Proposed "Ordinance to create a "Water/Sewerage Utility" in the City of Newark, in the County of Essex, State of New Jersey, and to authorize rules and regulations to carry out the objective and purposes thereof."**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1992 Agenda of the Municipal Council for first reading was made by Council Member Tucker, seconded by President Bradley and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 8-n.
(A.S.)** **The City Clerk presented Proposed "Ordinance establishing with the Office of the Mayor and in Chapter 2 of the Revised Ordinances of the City of Newark a Water and Sewer Commission."**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1992 Agenda of the Municipal Council for first reading was made by Council Member Tucker, seconded by President Bradley and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 8-o.
(A.S.)** **Proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Raymond Boulevard.**

(Deleting:
Raymond Boulevard,
South side from Blanchard Street to McCarter Highway.

Adding:
Raymond Boulevard
South side, from Blanchard Street to Jackson Street
South side, from Monroe Street to McCarter Highway)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

(For action on this item, see Ordinance 6-F-s (A.S.) on page 14 in the minutes of this meeting)

August 5, 1998

- 8-p. (A.S.) Proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Time, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Humboldt Street."**

(Humboldt Street, east side, from West Market Street to Orange Street)

(Approval not required by Department of Transportation)

(For action on this item, see Ordinance 6-F-t (A.S.) on pages 14 and 15 in the minutes of this meeting)

- 8-q. (A.S.) Proposed "Ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule III, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented."**

(Changes Council meeting time from 8:00 P.M. to 7:00 P.M.)

(For action on this item, see Ordinance 6-F-u (A.S.) on page 15 in the minutes of this meeting)

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Grant, received June 2, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To institute the title of Senior Training Technician in the Department of Administration)."**

(Senior Training Technician
(35 Hours))

(Instituting title in Department of Administration to more appropriately describe duties and responsibilities of employee serving in position. Old title is common title but number of employees will be reduced by one. Change will result in cost savings to the City. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 2, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

August 5, 1992

- 9-b. Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To institute the title of Affirmative Action Officer and to abolish the title Manager, Office of Affirmative Action in the Office of the Mayor)."
- (Affirmative Action Officer) 1/1/90 \$38,756.00 - \$47,108.00
- (Instituting position title and abolishing old in the Office of the Mayor which replaces a non-standard title with a New Jersey State Department of Personnel approved title. No salary change. Not represented by any bargaining unit.)
- (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Tucker, seconded by Council Member Harris and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from June 30, 1992 to July 27, 1992.

BINGO LICENSES

None.

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Casimer's Roman Catholic Church	10710
Our Lady of Fatima Church	10711
St. Benedict's Preparatory School	10712
American Cancer Society	10713
St. Vincent Academy Parent and Guardian Guild	10714
Newark Rotary Club	10715
Columbus Day Committee	10716
Jersey Assoc. of Disability Examiners	
Charitable Foundation	10717
Portuguese American Scholarship Foundation	10719

August 5, 199~~8~~²

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, President Tucker, Villani, President Bradley.

11-b. Street Dedications.

None.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

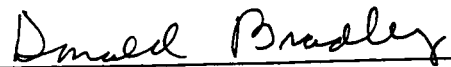
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

This meeting adjourned at 6:00 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President



September 2, 1992

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:45 P.M.

The audience arose for the National Anthem.

The Invocation was offered by Honorable Ralph T. Grant, Jr., Councilman-at-Large.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsels Albert Mrozik and June Walker, Public Relations Consultants Delores Wheat, Lois Redisch, and Harold Edwards and Detective Peter Gaven and Lieutenant William Burgess, Sergeants-At-Arms.

Absent: Council Members Branch, Carrino.

(Council Member Carrino arrived at 1:50 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on August 28, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

A motion to allow MS. CORA MOODY, MS. SARAH RODGERS, MS. PEARL COLE AND MR. BILL GOODE to be heard under "Hearings of Citizens" at this time was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino.

- 6-HC-a. MS. CORA MOODY, 54 BOYD STREET, NEWARK, NEW JERSEY, PRESIDENT, HAYES HOMES TENANTS ASSOCIATION.
- 6-HC-b. MS. SARAH RODGERS, 308 W. KINNEY STREET, NEWARK, NEW JERSEY, VICE PRESIDENT, HAYES HOMES TENANTS ASSOCIATION.
- 6-HC-c. MS. PEARL COLE, 322 HUNTERDON STREET, NEWARK, NEW JERSEY.
- 6-HC-d. MR. BILL GOODE, 113 SOMERSET STREET, NEWARK, NEW JERSEY.

The above-mentioned speakers addressed the Members of the Municipal Council with respect to deplorable conditions at Hayes Homes.

(For further action on this matter, see Motion 7-M-a, on page 85 in the minutes of this meeting)

September 2, 1992

(Council Member Carrino arrived at 1:50 P.M.)

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a. The City Clerk presented Tax Abatement and Special Taxes Revenue Report, April 1, 1992 through June 30, 1992, submitted by Department of Finance.
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

- 4-b. The City Clerk presented Interim Report of City of Newark, for six months ended June 30, 1992, submitted by Samuel Klein and Company, Certified Public Accountants.
(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

- 4-c. The City Clerk presented 1991 Annual Report of Department of Finance.
(Copy submitted to each Member of the Council)

A motion that the 1991 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

- 4-d. The City Clerk presented Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Business Administrator, for month of July, 1992.

A motion to approve the Report of Contracts awarded, recommended by Acting Purchasing Agent and approved by Business Administrator for month of June 1992, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council as follows: Camptown Bus Lines-\$55,000. (Bus transportation for Recreation and Parks; Paragon Appraisal Services-\$65,000. (Appraisal Services); and Newark Disposal Services, T. Farese & Sons, Inc.-\$250,000. (Roll-off type container service) was made by the Council of the Whole and adopted by the following votes:

Yes: Council Member Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

- 4-e. The City Clerk presented 1991 Annual Report of Department of Health and Human Services.

September 2, 1992

A motion that the 1991 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

BOARD OF ADJUSTMENT APPEALS.

A-1.

In the matter of application of Steve Eifler, Owner and Applicant, to permit in a Third Residential Zone, Interior Alterations and Conversion of a two (2) family dwelling to a three (3) family dwelling and conversion of an existing machinery shop to be used as one (1) apartment with insufficient side rear and front yards and two (2) main buildings on a lot less than two (2) acres, on property located at 360-363 Grove Street.

(West Ward)

(Copy of transcript submitted to each Member of the Council)

(Mr. David Wright, Appellant)

(Board of Adjustment hearing held June 24, 1992)

(Transcript filed July 13, 1992)

The Board of Adjustment at its regular meeting held June 24, 1992, approved the application by 7 ayes and 0 nays.

An appeal in this matter was filed in the Office of the City Clerk on June 29, 1992 by Mr. David Wright.

The transcript in connection with this matter was received on July 13, 1992, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On July 6, 1992, the City Clerk notified the applicant, the appellant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting August 5, 1992, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

The Municipal Council deferred action on this application per request on the applicant, since he would be out of town.

On August 6, 1992, the City Clerk notified the applicant, the appellant's attorney, the appellants and objectors that an appeal in this matter would be heard by the Municipal Council at their regular meeting September 2, 1992, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

President Bradley stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment In the Matter of Application of Steve Eifler, Owner and Applicant, to permit in a Third Residential Zone, interior alterations and conversion of a two (2) family dwelling to a three (3) family dwelling and conversion of an existing machinery shop to be used as one (1) apartment with insufficient side, rear and front yards and two (2) main buildings on a lot less than two (2) acres, on property located at 360-363 Grove Street. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Municipal Council, only argument based on the record

September 2, 1992

made before the Board of Adjustment. For the benefit of the parties who are not represented by a attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and place for the appeal to commence.

MR. STEVE EIFLER, 338 PALISADES AVENUE, CLIFFSIDE PARK, NJ, addressed the Members of the Municipal Council supporting his position as owner and applicant for the above-mentioned application.

MR. DAVID WRIGHT, 364 GROVE STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council opposing the granting of this variance.

No one else appearing, a motion to affirm the decision of the Board of Adjustment was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Rice, Tucker, Villani.

Not Voting: Council Member Harris, President Bradley.

Absent: Council Member Branch.

Reconsideration.

A-2.

In the matter of Application of Reverend Franklin Greenaway (Elizabeth of Newark, Inc.), Applicant for reconsideration of the approval of a use variance with conditions to allow the conversion of an existing church to a fast food restaurant (Wendy's), on premises 462-466 Chancellor Avenue, Newark, New Jersey.
(South Ward)

MR. SAMUEL G. DeSTITO, 1428 ROUTE 23, WAYNE, NEW JERSEY, 07470, attorney representing the applicant, Reverend Franklin Greenaway, urged the Council to consider for hours of operation for the drive-thru window from 11:00 A.M. to 2:00 A.M.

President Bradley read the following statement:

"The Municipal Council has been requested to reconsider its decision regarding the variance granted to Elizabeth of Newark, Inc. for the operation of a Wendy's Restaurant. Although the Municipal Council affirmed the Board of Adjustment's approval of the variance, there were conditions regulating the hours of operation. The Entity has requested that the hours of operation for the drive thru window of Wendy's Restaurant be extended from 11:00 p.m. to 2:00 a.m.

Based upon the facts and findings of the Council and the prior Board of Adjustment's appeal relative to this matter, the Council has determined that the applicant's request be granted for a six-month period. At the expiration of the six-months, the Municipal Council shall determine whether the hours of operation shall remain in full force and effect. A copy of the Municipal Council's decision shall be forwarded to the Board of Adjustment and a copy of my decision shall be made a permanent part of the record."

September 2, 1992

A motion to extend the hours of operation for the drive thru window of Wendy's Restaurant from 11:00 P.M. to 2:00 A.M. for a six month period; further at the expiration of the six months, the Municipal Council will determine whether the hours of operation shall remain in full force and effect was made by President Bradley, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Member Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Not Voting: Council Member Rice.

Absent: Council Member Branch.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bradley called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To institute the title of Senior Account Clerk, Typing in the Department of Police).

(Senior Account	1/1/92	\$17,069.52 - \$20,369.93
Clerk, Typing	1/1/93	17,752.30 - 21,184.73
(35 Hours)	1/1/94	18,462.39 - 22,032.12)

(Instituting title in Police Department which more appropriately describes duties and responsibilities of employee currently serving in title of Police Records Clerk Typing. Old title is common title. Fiscal impact approximately \$1,000. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 16, 1992.

6-F-b.

The City Clerk read An ordinance to amend an ordinance entitled "An ordinance instituting positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To institute the title of Principal Timekeeper in the Department of Engineering).

(Principal Timekeeper 1	1/1/92	\$19,483.90 - \$22,902.02
(35 Hours)	1/1/93	20,263.26 - 23,818.10
	1/1/94	21,073.79 - 24,770.82)

(Instituting title in Department of Engineering which more appropriately describes duties being performed by employee. Old title is common title. Fiscal impact approximately \$1,300. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

September 2, 1992

A motion to adopt the ordinance on first reading, further directing the City Clerk to correspond with Personnel Director D'Auria requesting that a job description be supplied including duties of this title and how same will be utilized in Engineering Department was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

President Bradley: The yeases are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 16, 1992.

6-F-c.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting Oriental Street as a One-Way Street. (North Ward)

(Oriental Street:

Eastbound, from Broadway to McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Engineering was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

Council Member Carrino, through the Chair, directed the City Clerk to have prepared for the September 16, 1992 Agenda, a resolution rescinding eastbound one-way designation on Oriental Street from Broadway to McCarter Highway for period of ninety (90) days from date of approval pursuant to N.J.S.A. 39:4-197.3.

6-F-d.

The City Clerk read An ordinance to amend Ordinance 6-S & F-c, adopted January 21, 1970, which granted permission to construct and maintain a bridge structure over Doremus Avenue, by further allowing Newark Bay Cogeneration Partnership to utilize the existing bridge structure. (Steam Distribution System) (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

President Bradley: The yeases are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 16, 1992.

September 2, 1992

6-F-e.

The City Clerk read An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Edison Place as a One-Way Street.

(East Ward)

(Deleting:

Edison Place

Eastbound, from Broad Street to N.J. Railroad Avenue.

Adding:

Edison Place

Eastbound, from Broad Street to Mulberry Street,

Eastbound, beginning 250 feet east of the easterly curblin of Mulberry Street to N.J. Railroad Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Engineering was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

Council Member Martinez, through the Chair, directed the City Clerk to have prepared for the September 16, 1992 Agenda, a resolution rescinding eastbound one-way designation on Edison Place from Broad Street to N.J. Railroad Avenue, for period of ninety (90) days from date of approval pursuant to N.J.S.A. 39:4-197.3.

6-F-f.

The City Clerk read An ordinance to create a "Water/Sewerage Utility" in the City of Newark, in the County of Essex, State of New Jersey, and to authorize rules and regulations to carry out the objective and purposes thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

6-F-g.

The City Clerk read An ordinance establishing with the Office of the Mayor and in Chapter 2 of the Revised Ordinance of the City of Newark a Water and Sewer Commission.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

6-F-h.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To institute the title of Senior Training Technician in the Department of Administration)."

(Senior Training 1 1/1/91 \$30,949.98 - \$37,237.67

Technician

(35 Hours))

(Instituting title in Department of Administration to more appropriately describe duties and responsibilities of employee serving in position. Old title is common title but number of employees will be reduced by one. Change will result in cost savings to the City.

Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Member Tucker.

Absent: Council Member Branch.

President Bradley: The yeases are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 16, 1992.

A motion to consider Item 8-j (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, Villani, President Bradley.

Not Voting: Council Member Martinez.

Absent During Roll Call: Council Member Tucker.

Absent: Council Member Branch.

6-F-I.
(A.S.)

The City Clerk read An ordinance of the City of Newark in the County of Essex, State of New Jersey authorizing the execution and delivery of a ground lease agreement with the Essex County Improvement Authority in connection with the issuance by the Authority of its Capital Equipment and Property and Infra-structure Program Local Unit Guaranteed Lease Revenue Bonds, Series 1992 to finance the municipality's participation in the Authority's 1992 Capital Equipment and Property and Infra-structure Leasing Program.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, Villani, President Bradley.

Not Voting: Council Member Martinez.

Absent During Roll Call: Council Member Tucker.

Absent: Council Member Branch.

President Bradley: The yeases are six, the noes are none, one not voting, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 16, 1992.

September 2, 1992

A motion to consider Item 8-k (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Member Tucker.

Absent: Council Member Branch.

6-F-j.
(A.S.)

The City Clerk read Proposed, "Ordinance prohibiting the performance of Notary Public functions of City employees during working hours with the exception of those performing this service."

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Member Tucker.

Absent: Council Member Branch.

President Bradley: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 16, 1992.

A motion to consider Item 8-l (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

6-F-k.
(A.S.)

The City Clerk read Proposed, "Ordinance amending Title 27:3-54 of Article II, "Third Industrial District Regulations," Chapter 3, Title 27, Zoning of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to permit facilities which provide residential congregate living arrangements."

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, Villani, President Bradley.

Not Voting: Council Member Martinez.

Absent During Roll Call: Council Member Tucker.

Absent: Council Member Branch.

President Bradley: The yeses are six, the noes are none, one not voting, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 16, 1992.

A motion to consider Item 8-m (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Member Tucker.

Absent: Council Member Branch.

6-F-1.
(A.S.)

The City Clerk read Proposed, "Ordinance amending Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to prohibit facilities for the treatment of persons with communicable diseases, not located in an established hospital within Fourth Residence, and First Industrial Districts, and to eliminate the conditional use requirement for such facilities."

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Fice, Villani,
President Bradley.

Not Voting: Council Member Martinez.

Absent During Roll Call: Council Member Tucker.

Absent: Council Member Branch.

President Bradley: The yeses are six, the noes are none, one not voting, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on September 16, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Raymond Boulevard.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Raymond Boulevard:

North Side, from Blanchard Street to Raymond Plaza West.

and by adding thereto:

Raymond Boulevard:

North Side from Blanchard Street to Monroe Street.
North Side, from Jackson Street to Raymond Plaza West.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law of the State of New Jersey.

Section 4. This ordinance does require approval by the Commissioner of Transportation.

STATEMENT: This ordinance rescind the parking prohibitions on the north side of Raymond Boulevard between Monroe Street and Jackson Street.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Member Tucker.

Absent: Council Member Branch.

President Bradley: The yeses are six, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Acting Director of Department of Development to acquire privately owned properties within the Old Third Ward Urban Renewal Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

WHEREAS, Municipal Council of the City of Newark (hereinafter referred to as Council") by Ordinance 6S&FF, adopted a redevelopment plan for the project area entitled "Old Third Ward Urban Renewal Redevelopment Plan", dated February 20, 1991, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7RBW 101790, the Council of the City of Newark adopted a resolution blighting said area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. That the privately owned property located within the Old Third Ward Urban Renewal Redevelopment Area, more specifically identified on Exhibit A, attached hereto and made a part hereof are needed for public purposes.

Section 2. That the premises identified in Exhibit A shall be purchased by the City of Newark through its Department of Development for the appraised amount, subject to the Acting Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a)(1).

Section 3. That the Acting Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the property identified in Exhibit A.

Section 4. That the Corporation Counsel be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by her as to form and further attested to and acknowledged by the City Clerk.

Section 5. That a copy of the executed deeds shall be filed in the Office of the City Clerk by the Acting Director of the Department of Development.

September 2, 1992

Section 6. In the event, the owner of the property identified in Exhibit A refuse to accept the offer of the City of Newark, the Corporation Counsel be and is hereby authorized to institute legal proceedings in the Superior Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq., to acquire said premises.

Section 7. The Department of Development be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said property as identified in Exhibit A.

Section 8. The Department of Development is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay any differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

Section 9. Funding for this project is being furnished with a Special Purpose Grant provided by the U.S. Department of Housing and Urban Development.

Section 10. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT:

This Ordinance authorizes the Department of Development to acquire property at 129-135 Court Street, Block 2508, Lot 52 located in Old Third Ward Urban Renewal Redevelopment Area.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MS. MURIEL SIMPSON, 137 COURT STREET, NEWARK, NEW JERSEY, addressed the Members of the Council with respect to not being notified by the proper authorities of any plans they have in acquiring her property.

(For further action on this discussion, see Motion 7-M-b, on page 85 in the minutes of this meeting.)

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Villani,
President Bradley.

Not Voting: Council Member Rice.

Absent During Roll Call: Council Members Martinez, Tucker.

Absent: Council Member Branch.

President Bradley: The yeses are five, the noes are none, one not voting, two absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Broad Street as a One-way Street.

**BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY
OF NEWARK, NEW JERSEY:**

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

*Broad Street - northbound
from Clay Street to Harvey Street.*

and by adding thereto:

*Broad Street-northbound
from Clay Street to Oriental Street.*

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: *This ordinance changes the one-way designation on Broad Street, making Broad Street a one-way, from Clay Street to Oriental Street.*

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, Villani, President Bradley.

Absent During Roll Call: Council Members Martinez, Tucker.

Absent: Council Member Branch.

President Bradley: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To institute the title of Supervisor of Accounts in the Department of Administration.)

(Instituting title in Department of Administration, Division of Budget. Old title is common title, but number of employees will be reduced by one. Change will result in cost savings to the City. Represented by Newark Council No. 21, Civil Service Association.)

September 2, 1992

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY
OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(g) of an ordinance entitled, "An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by instituting the following title:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Supervisor of Accounts 1 1/1/91 \$26,948.18 - \$32,397.67
3969 (37½ Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Supervisor of Accounts" is being instituted at the request of the Acting Budget Director. This will enable a title change for an incumbent "Senior Budget Examiner" who will be responsible for incurring the reconciliation of accounts and transactions.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, Villani, President Bradley.

Absent During Roll Call: Council Members Martinez, Tucker.

Absent: Council Member Branch.

President Bradley: The yeses are six, the noes are none, two absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Fire and establishing salaries therefor," (6-S & F-I) adopted May 4, 1977, as amended and supplemented (To institute the title of Deputy Municipal Emergency Management Coordinator (Represented) and to abolish the title of Supervisor, Office of Emergency Management in the Department of Fire).

(Instituting title and abolishing old in Department of Fire as a result of New Jersey Department of Personnel reclassification. Salary range will remain unchanged. Represented by Newark Council No. 21, Civil Service Association.)

September 2, 1992

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY
OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance instituting positions in the Department of Fire and establishing salaries therefor," (6S&FL) adopted May 4, 1977, as amended and supplemented be amended to institute the following title:

POSITION

Deputy Municipal Emergency	1	1/1/92	\$35,480.34 - \$43,126.01
Management Coordinator (Represented)		1/1/93	36,899.55 - 44,851.05
507A (35 Hrs.)			38,375.53 - 46,645.09

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title and title code:

POSITION

Supervisor, Office of
Emergency Management
A690 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance is the result of a New Jersey Department of personnel reclassification.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Branch.

President Bradley: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-1.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Executive Assistant in the Department of Finance).

(Instituting title in Department of Finance, Division of Water Accounting and Customer Service to provide Director with adequate administrative support in connection with daily management of Division. No additional funds required. Represented by Newark Council No. 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 2 of an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to institute the following title:

POSITION

Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
4586 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The ordination of this title is requested in order to provide the Director of the Division of Water Accounting and Customer Service adequate administrative support in connection with the daily management of the Division.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Branch.

Council Member Tucker, through the Chair, directed the City Clerk to correspond with Personnel Officer D'Auria requesting the justification for the creation of this title as well as a detailed explanation of the duties and work to be performed by said title position.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting five (5) years of tax abatement to Manuel Soares, the owner of the qualified residential structure located at 117 Fleming Avenue, more specifically identified on the Official Tax Map as Block 2476, Lot 6, for the period commencing from the date of issuance of the Certificate of Occupancy and expiring five (5) years thereafter.

WHEREAS, Manuel Soares, owner of the property located at 117 Fleming Avenue, more specifically identified on the Official Tax Map as Block 2476, Lot 6, has requested the City of Newark to grant them a tax abatement pursuant to the recently created State Statute providing for a tax abatement for new residential construction in order to reduce the substantially high tax burdens and to stabilize and maintain the viability of this neighborhood.

NOW, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. Pursuant to the laws of the New Jersey (N.J.S.A. 54:4-3.139, et. seq.) and the Revised Ordinances of the City of Newark (R.O. 10:15-1, et. seq.), the Municipal Council for the City of Newark hereby approves as in its best interest the Application and Agreement with the property owner, Manuel Soares, and the granting of a tax abatement for the qualified residential property, located at 117 Fleming Avenue.

2. In consideration of said tax abatement on the qualified residential property identified on the attached application, the property owner shall pay to the City of Newark an annual payment in lieu of taxation for the improvements identified thereon in amounts representing two percent (2%) of the total cost for the improvement, said total being in the amount of \$2,400.00.

3. The annual payments in lieu of taxation on the qualified residential property identified in the application shall be paid quarterly, together with, and on the same due dates as the taxes on the land for said premises.

4. Nothing herein shall impliedly or otherwise, relieve the property owner identified in the application from this obligation to comply with and conform to all applicable statutes, municipal ordinances, and the lawful regulations made pursuant thereto, governing land, building(s) and the use thereof.

5. The tax abatement hereby granted shall be in effect for a period of not more than five (5) years starting from the date of the issuance of a Certificate of Occupancy and expiring five (5) years thereafter, unless terminated sooner pursuant to the requirements of the Agreement. The Municipal Council ratifies the granting of the tax abatement for the period from the date of issuance of the Certificate of Occupancy, as more specifically identified in the attached application, to the date of adoption of this Ordinance.

6. The Mayor, on behalf of the City of Newark, is hereby authorized to execute and the City Clerk to attest and affix the seal of the City to the aforementioned Agreement for tax abatement; and same is to be approved as to form and legality by the Corporation Counsel. An executed copy of the Agreement and application shall be placed on file in the Office of the City Clerk by the Manager, Division of Tax Abatement and Special Taxes.

7. The herein identified residential property shall be subject to the total tax levy and administrative fee as more fully set forth in the Financial Agreement.

8. The applicant is required to pay all outstanding taxes and water and sewer charges prior to the execution of the financial agreement.

9. The Tax Assessor, Tax Collector and Manager of the Division of Tax Abatement and Special Taxes are hereby authorized to take any and all necessary action to implement the provisions of this Ordinance.

10. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT: This legislation grants a five (5) year tax abatement to Manuel Soares, for the property located at 117 Fleming Avenue, also known as Block 2476, Lot 6 on the Official Tax Map of the City of Newark.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Branch.

President Bradley: The yeases are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Commercial Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Commercial Street-Both Sides
Beginning at Raymond Plaza East, extending to the dead end.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits parking on both sides of Commercial Street from Raymond Plaza East to dead end.

September 2, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance granting an extension of the timetables for the Commencement and Completion of the St. James Square Housing Corporation Affordable Housing Development.

WHEREAS, the Municipal Council of the City of Newark pursuant to Resolution 7RBN on November 18, 1991 authorized a Contract for Redevelopment and Sale of property located at 109 and 109 1/2 Broad Street a/k/a Block 523, Lot 1 and 60 (North Ward) to St. James Square, Inc. now known as St. James Square Housing Corporation (hereinafter St. James) for the construction of affordable housing units.

WHEREAS, the Redevelopment Contract and Deed contain timetables for the commencement and completion of the affordable housing development.

WHEREAS, St. James has requested an extension be granted until July 1992 of the various contractual dates for commencement due to circumstances beyond its control.

WHEREAS, the Department of Development has reviewed this matter and finds this request to be reasonable and recommends and extension be granted.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. The Contract for Redevelopment and Sale of 109 and 109 1/2 Broad Street - St. James Square, Inc. be amended to reflect an extension of the date for the commencement of the affordable housing construction to July 1992.

2. The Department of Development is hereby authorized to execute any and all documents necessary to reflect this extension.

3. A copy of the executed documents will be placed on file in the Office of the City Clerk by the Department of Development.

STATEMENT

Passage of this Resolution will grant St. James Square, Inc. an extension of time to complete its redevelopment project at 109 and 109 1/2 Broad Street a/k/a Block 523, Lot 1 and 60 (North Ward).

September 2, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto the definition of discotheque, making discotheques a conditional use and prohibiting discotheques and public dance halls from within 1,000 feet of certain establishments and facilities.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 27, Zoning, Chapter 1, Citation and Construction of Title; Definitions, Paragraph (C) Definitions, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, is further amended by adding thereto the definition of discotheques to read as follows:

27:1-1 (c) Definitions

Discotheque means any room, place or space where dancing to recorded or performed music or sounds in which pulsating, flashing, or revolving lights or effects in a substantially darkened atmosphere are used or presented and in which admission can be had either with or without payment of a fee, wardrobe charge or otherwise and in which the public generally may participate or to which admission can be obtained through the presentation, use, or acceptance of a membership card or other thing, whether or not said membership card or other thing is or may be available to the public generally by purchase or gratuitously and whether or not the public generally may participate or not.

Section 2. Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional uses, article 3, Conditional use Regulations, Section 7, Enumerated applications; procedure subsection (a) shall be amended to read as follows:

(a). The following are conditional use regulations relating to arcades; automatic or non-automatic auto laundries; boarding houses; commercial antennae; congregate living arrangements; facilities for the sheltering and/or treatment of persons with communicable diseases, not located in an established hospital; drive-in restaurants; discotheques; gasoline filling or automotive service stations; go-go establishments; narcotic, alcohol and drug abuse treatment facilities not located in an established hospital; public dance halls; public garages; pool halls or billiard parlors; rooming houses; tents for business purposes; used car sales lots; facilities engaged in the manufacture, storage and handling of hazardous materials; and they shall be governed as provided in section 27:4-7. Since the foregoing uses may be inimical to the public safety and general welfare if located without due consideration of conditions and surrounding, no permit therefor shall be issued unless an application is first made to

the central planning board, which is directed to hear the same in the same manner and under the same procedures as set forth in section 54 of the Municipal Land Use Law (C.40:55D-67). No application for a conditional use shall be granted by the central planning board if in its judgement such use will be detrimental to the health, safety and general welfare of the community.

Section 3. Section 27:4-7, Conditional Use Regulations, be and is hereby amended to add a new subsection (p) which shall read in its entirety as follows:

(P) Discotheques; Public Dance Halls

No discotheque or public dance hall shall be permitted within 1,000 feet of:

1. another discotheque or public dance hall;
2. a hospital;
3. any building or structure used partially or wholly for residential purposes;
4. a nursing home;
5. a church;
6. a school;
7. a day care or child care center.

Section 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT: This ordinance adds the definition of discotheque and prohibits it and public dance halls from operating within 1,000 feet of certain establishments and facilities.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

Absent: Council Member Branch.

President Bradley: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend in its entirety Title 13A:5-1, et seq., of the Revised Ordinances of the City of Newark, New Jersey, 1966, to Repeal Ordinance 6-S & F-a, adopted by the Newark Municipal Council on June 3, 1987 and 6-S & F-a, dated December 6, 1989, an Ordinance requiring mandatory separation, at the source of recyclables for the purpose of collection and disposition by the City of Newark.

WHEREAS, the City of Newark finds it necessary to amend the mandatory recycling ordinance to be consistent with the New Jersey Mandatory Recycling Act, P.L. 1987, Codified in Statute 13:1E-99.11 (N.J.S.A. 13:1E-99.11) and the Essex County Solid Waste Management Plan; and

WHEREAS, the recycling of municipal solid waste will reduce the quantity and volume of solid waste for disposal at resource recovery facilities and solid waste transfer stations, extend the life capacities of landfills, reduce the cost of solid waste disposal, protect the environment and contribute to the conservation of natural resources; and

WHEREAS, the establishment of a mandatory municipal program for the separation, preparation, placement and collection of certain solid waste materials for recycling and composting, within the City of Newark will promote an expansion of Newark's successful operation and the accomplishment of the intended purposes; and

WHEREAS, a successful municipal recycling program is determined to be in the best interest of the public health, safety and general welfare of the residents of the City of Newark; and

WHEREAS, businesses classified under the Alcoholic Beverage Control must make provisions as stipulated by the recycling ordinance to recycle their corrugated cardboard, glass jars, bi-metal food and beverage containers and other materials deemed recyclable; and

WHEREAS, the Department of Engineering has designed a program to collect recyclable materials at the curb in residential and commercial areas with said program benefiting the City of Newark through revenues generated by the sale of these materials, and in the reduction of disposal costs; and

WHEREAS, on June 13, 1991, the State of New Jersey adopted a new state recycling goal of at least sixty percent (60%) by 1995 for all New Jersey municipalities.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Repeal

Ordinance 6S&FA 060387 and Ordinance 6S&FA 120889, are hereby repealed, in their entirety.

13A:5-1 - Title

This ordinance shall be known and cited as the "Newark Mandatory Recycling Ordinance".

13A:5-2 - Regulations Authorized

The Director of the Department of Engineering is hereby authorized and directed to continue efforts to establish regulations as to the manner, days and times of such collections and the bundling, handling, location and placement of recyclable materials in residential and commercial areas for collection by the City and or its agents.

13A:5-3 - Definitions

The following terms as used in this Ordinance shall mean and include:

- a. "Aluminum beverage can" shall mean any beverage container constructed entirely of aluminum.

- b. "Bi-Metal" shall mean any food or beverage container constructed of two or more distinctly separate metals.
- c. "Brush and Herbaceous Waste" shall mean tree and shrub branches which have been removed from properties. Branches shall be free from roots, stumps and other contaminants.
- d. "Commercial Source" shall mean any wholesale, retail or service establishment including, but not limited to restaurants, markets, offices, retail and wholesale outlets, theaters, hotels and warehouses.
- e. "Commingled" shall mean recyclable materials which may be combined with other recyclable materials. Examples of materials which may be commingled are: glass bottles and jars and aluminum and or bi-metal cans.
- f. "Compost Area" shall mean that area designated by the City of Newark as the place for composting and decomposition of leaves and woodchips.
- g. "Construction/Demolition Materials" shall mean components resulting from the construction and/or demolition of a building or structure, both residential and commercial, including wood, brick, concrete, asphalt roofing, asphalt, scrap metals, window glass, tree stumps, logs, branches and other such materials.
- h. "Consumer Cell Batteries" known also as dry-cell batteries, shall mean those batteries commonly used in hearing aids, cameras, calculators, and watches, which contain hazardous components such as mercury, silver, cadmium and lithium.
- i. "Corrugated Cardboard" shall mean the material commonly used for boxes, shipping containers and packing materials.
- j. "Generator" shall mean any individual, public or private corporation or firm owning, operating or in charge of any residential, non-residential, commercial, industrial structure or institutional source who produces or has charge of producing solid waste and or recyclable materials in the City of Newark.
- k. "Glass Bottles and Jars" shall mean any food or beverage container constructed entirely of glass (exclusive of the cap or covering device).
- l. "Industrial Source" shall mean any business who is engaged in industrial production or service and who produces or has charge of producing solid waste and/or recyclable materials in the City of Newark.
- m. "Institutional Source" shall mean any entity which is not a commercial or industrial source including but not limited to public or private schools, hospitals and medical care facilities.

- n. "Lead Acid Batteries" shall mean those batteries which are used in vehicles such as automobiles, motorcycles, etc. and are composed primarily of lead plates in a casing containing sulfuric or other acids.
- o. "Magazines" shall include all periodicals containing miscellaneous material.
- p. "Mixed high grade white paper" shall mean white office paper, computer paper,, and duplicator paper, but shall exclude paper products coated with non-degradable material or contaminated by carbon materials.
- q. "Multi-Family Dwelling" shall mean those structures such as apartments, cooperatives and condominiums which are used or are intended, arranged or designed for use by three or more separate groups or families for living, where solid waste and/or recyclable materials are generated.
- r. "Newspapers" shall mean any paper of the type commonly referred to as newsprint distributed weekly or daily which contains news, articles of opinion, features and advertising.
- s. "Recycling Center" shall mean a facility privately owned and operated and designed solely for receiving, storing, processing and transferring source separated, non-putrescible recyclable materials.
- t. "Recycling Depot" shall mean a public or private facility that is designated by the City of Newark as the area to drop-off recyclable glass bottles and jars, newspaper, magazines, aluminum and bi-metal cans, used motor oil, corrugated cardboard, lead acid batteries, consumer cell batteries and automobile tires or other materials as designated by the Director of Engineering.
- u. "Source Separation" shall mean the detaching, sorting and setting apart of solid waste for the purpose of recycling, from residential, non-residential, commercial, industrial or institutional source by the generator at the point of generation.
- v. "Used Waste Oil" shall mean any waste crank case oil resulting from the periodic maintenance of internal combustion engines.
- w. "White Goods and Scrap Metals" shall mean all small and large metal appliances such as, but not limited to, refrigerators, freezers, washers, dyers, water heaters, ranges, furnaces, metal lawn furniture, bicycles, etc..

13A:5-4 - Mandatory Separation of Recyclable Materials from Municipal Solid Waste.

- a. Every generator in the City of Newark shall source separate used corrugated cardboard, newspapers, magazines, glass bottles and jars, food and beverage cans (aluminum and bi-metal), leaves, used motor oil, mixed high grade white paper, white goods and scrap metals, lead acid batteries, consumer cell batteries and automobile tires from municipal solid waste. Generators in the City shall provide, sufficient containers for the temporary storage of recyclable materials pending collection. The location of said containers shall be in an area that is easily accessible and which will not create a nuisance to other adjacent properties or create conflict with pedestrians or vehicles.
- b. Recyclable materials shall be packaged for curbside collection or deposited at the City recycling depot in the following manner;
 1. Newspapers and magazines shall be securely bundled to facilitate handling. Each bundle shall not exceed thirty-five (35) pounds in weight. Acceptable materials may either be tied with string or cord, or placed into sturdy paper bags for collection. Generators shall ensure that said materials are either placed at the curbside or dropped off at the Recycling Depot for collection. Commercial establishments shall bring said materials to the Recycling Depot or make arrangements with a private contractor for collection.
 2. Mixed high grade white paper shall be stacked in securely tied bundles and shall be brought by residents to the Recycling Depot. All commercial establishments shall provide for the recycling of said recyclables by making arrangements with a private contractor for collection or dropping off of said materials at the Recycling Depot.
 3. Aluminum beverage cans, Bi-Metal cans (such as those which contain vegetables and juices) and glass bottles and jars, shall be drained of all food or liquid, and placed in a reusable sturdy receptacle or container not less in size than five (5) gallons or more than thirty-two (32) gallons in size.
 4. Leaves may be raked to the curb by City residents for pick up by the City or brought to a City Compost Area, as designated by the Director of Engineering. Bagged leaves shall be collected at curbside only if placed in degradable bags. Non-degradable bags (such as non-degradable plastic) shall be considered unacceptable when used for this purpose.

5. Corrugated cardboard shall be collected at the curbside of City streets as selected and determined by the Director of Engineering. Other City residents and business owners shall bring corrugated cardboard to the Recycling Depot. Corrugated cardboard shall be tied in bundles in a size up to three feet in length and each bundle shall not exceed fifty (50) pounds in weight. If residents have over one hundred fifty pounds (150 lbs.) of corrugated cardboard, they must call the City of Newark Office of Recycling to arrange for a pick-up.

6. Used motor oil from vehicles and lawn mowers shall be placed in containers and delivered to an authorized and designated used oil recycling center, gasoline stations or the Recycling Depot. Used motor oil will not be collected or picked up from premises by the City of Newark.

7. No recyclable materials other than corrugated cardboard, newspapers, magazines, glass bottles and jars, food and beverage cans (aluminum and bi-metal), used motor oil, lead acid batteries, consumer cell batteries and automobile tires, shall be permitted to be deposited at the Recycling Depot by any City Generator. In no event shall recyclable materials be placed in the street or right-of-way nor shall they be placed in plastic bags for collection.

8. Consumer cell batteries shall be deposited for collection at the City recycling depot and/or other locations in the City designated by the Department of Engineering.

9. White goods and scrap metals shall be deposited for collection as stipulated in Title 13A of the City's revised Ordinance 6S&FB 060188.

- c. Every generator shall ensure that the aforementioned recyclable materials are clean, uncontaminated and not exposed to substances or conditions which would render them unusable for recycling, before collections are made from the curb by the City, deposited at the City recycling depot or delivered to a recycling center.
- d. Any contractor permitted by the City of Newark to conduct any construction or demolition operations with the City shall sort and separate materials such as wood, brick, concrete, asphalt pavement, asphalt roofing, scrap metals, window glass, tree stumps, logs, branches and other like materials for the purpose of recycling.

13A:5-5 - Notice

Every generator shall annually advise and inform their tenants and other affected parties concerning the requirements of this ordinance as well as the guidelines promulgated by the Department of Engineering. Additionally, every generator is to advise their tenants in writing as a condition of their lease of the requirements of this ordinance and maintain written proof of said notice.

13A:5-6 - Reporting

- a. Generators from multi-family dwellings, commercial or industrial establishments and public/private institutions who have private collectors for solid waste collection shall be required annually to report the tonnage of materials recycled from their solid waste to the Department of Engineering.
- b. Contractors who are conducting any construction or demolition operations in the City shall file reports, in the City's Central Permit Office. The contractor shall report the quantity of material recycled by type and weight as well as the receiving market on forms located in the City's Central Permit Office.
- c. Generators from the following list shall be required to report the tonnage of recyclable materials, annually to the City of Newark's Office of Recycling.
 1. Multi-family Dwellings
 2. Commercial and Industrial Establishments
 3. Institutions.

13A:5-7 - Time of Placement

Recyclable materials to be collected by the City of Newark, or agents thereof, shall be placed at the curb on those days specifically specified by the City of Newark. In no event shall recyclable materials be placed in the street or the sidewalks, nor shall they be placed in plastic bags for collection. Recyclable materials shall be placed at the curb in durable reusable containers not earlier than 7:00 p.m. on the day before regular municipal collection and not later than 7:00 a.m. on the day of regular municipal collection.

13A:5-8 - Private Collection

Commercial establishments located along commercial streets designated by the City for corrugated recycling, shall notify the City of Newark Office of Recycling whether they will utilize municipal or private collection. Any commercial location presently utilizing private collection will not receive City pick-up nor will they be permitted to change from private to public collection.

13A:5-9 - Additional Methods of Disposal.

Any generator, resident or corporation may donate or sell recyclable materials to any person, partnership or corporation whether operating for profit or not for profit. Said person, partnership or corporation may not, however, under any circumstances pick up said recyclable materials from the curb in the City of Newark.

13A:5-10 - Ownership and Packaging of Recyclable Materials for Curbside Collection or Deposit at the City Recycling Depot.

From the time of placement at the curb or City recycling depot by any generator, all recyclable materials shall become and be the property of the City of Newark, and it shall be a violation of this Ordinance for any person other than authorized personnel of the City of Newark, or its designee to collect, pick up, or cause to be collected or picked up, such materials. Each such collection in violation hereof from one or more location during said period shall constitute a separate and distinct offense.

13A:5-11 - Inspections

The Department of Engineering, along with all other Departments of the City of Newark who are empowered to enforce the Ordinances of the City, shall have the authority to inspect and enforce Newark's mandatory recycling ordinance at any residential, commercial, industrial or institutional facility located within the City.

13A:5-12 - Violations and Penalties

Any person, firm or corporation who violates or fails or neglects to comply with any provision of this section or any rule or regulation promulgated pursuant thereto, shall be punishable upon conviction thereof by a fine or penalty as provided below:

- a. First Offense - A fine of twenty-five dollars (\$25.00).
- b. Second Offense - A fine of one hundred dollars (\$100.00)
- c. Third Offense - A fine of two hundred and fifty dollars (\$250.00) and/or up to 90 days of community service.
- d. Fourth and Each Subsequent Offense - A fine of one thousand dollars (\$1,000.00), and/or up to 90 days of community service and discontinuance of solid waste collection service until compliance is met. Each day such violation is committed or permitted to continue shall constitute a separate offense and be punishable as such. Fines which are levied and recovered for noncompliance with any and all provisions of this Section shall be transmitted monthly by the Court Clerk to the Collector of Taxes and deposited in the Recycling Grant Fund to be utilized for the purpose of the City's recycling program to include, but not limited to, the purchase of materials, education, awareness and improvement in services, in accordance with the provisions of N.J.S.A. 40A:4-39.
- e. A mandatory court appearance is required for the second and subsequent violations of this ordinance provided that the second offense must be within one year of the first offense.

13A:5-13 - Severability

If any part of the provisions of this Ordinance or the application thereof to any person, entirety, or circumstances be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part of or provision of or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impart the validity of the remainder of this law or the application thereof to other persons, entities, or circumstances.

Effective Date

This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT

Adoption of this Ordinance will provide definitions as well as other changes necessary for modification and continual implementation of Newark's Mandatory Recycling Ordinance to be consistent with the Essex County Recycling Plan and the New Jersey Mandatory Recycle.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

Absent: Council Member Branch.

President Bradley: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Business and Operations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities, Section 1, License Required, and Section 5, License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by requiring operators of junk shops, junkyards and metal processing facilities who purchase used motor vehicles for the purpose of wrecking, storing or selling parts thereof to obtain a limited used motor vehicle sales lot license for purchasing used motor vehicles.)

**BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY
OF NEWARK, NEW JERSEY:**

Section 1. Title 8, Business and Occupations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities, Section 1, License Required, and Section 5, License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended by adding thereto the following:

8:8-1. License Required

(a) No person shall use, exercise or carry on the business or trade of a keeper of a junk shop, junkyard or metal processing facility without being licensed for that purpose by the director, division of license in the department of finance.

(b) Operators of Junk Shops, Junkyards and Metal Processing Facilities who purchase used cars for the purpose of wrecking, storing, or selling parts thereof shall be required to obtain a used motor vehicle sales lot license for purchasing used motor vehicles.

8:8-5. License Fee: expiration of license.

(d) The fee for a junk shop, junkyard or metal processing facility issued under this article shall be \$350.00.

(1) Such license shall expire on the 30th day of April next after issuance.

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed including Section 8:17-8 (a) of Ordinance 6 S & Fe adopted February 6, 1991.

Section 3. This ordinance shall take effect upon final passage according to law.

STATEMENT: This ordinance requires operators of junk shops, junkyards and metal processing facilities who purchase used motor vehicles for the purpose of wrecking, storing or selling parts thereof to obtain a used motor vehicle sales lot license for purchasing used motor vehicles.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

Absent: Council Member Branch.

President Bradley: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6-S & F-c) adopted May 4, 1977, as amended and supplemented (To institute the title of Principal Accountant and to abolish the title of Senior Accountant in the Municipal Courts).

(Instituting title and abolishing old in the Municipal Courts. Represented by Newark Council No. 21, Civil Service Association. New title carries a lower salary range than the old one.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1(c) of the ordinance entitled, "An ordinance instituting positions in the Office of the Mayor and Agencies and establishing salaries therefor," (6S&FC) adopted May 4, 1977 as amended and supplemented to institute the title and salary range as follows:

(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Principal	1/1/92	\$26,976.93	\$32,410.80
Accountant	1/1/93	\$28,056.01	\$33,707.23
2758 (35 Hrs.)	1/1/94	\$29,178.25	\$35,055.52

SECTION 2. Section 1(c) of the aforementioned ordinance be further amended to abolish the following title as follows:

(c) Municipal Courts

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Senior	1/1/92	\$28,026.11	\$33,693.58
Accountant	1/1/93	\$29,147.15	\$35,041.32
3169 (37½ Hrs.)	1/1/94	\$30,313.04	\$36,442.97

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles, hours of employment, annual minimum or annual maximum salaries which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

Absent: Council Member Branch.

President Bradley: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

September 2, 1992

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to acquire privately owned properties within the Krueger-Scott Cultural Center Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

WHEREAS, Municipal Council of the City of Newark (hereinafter referred to as "Council") by Ordinance 6PHS&FH, adopted a redevelopment plan for the project area entitled "Krueger-Scott Cultural Center Redevelopment Plan", dated August 5, 1992, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7RBK 120491, the Council of the City of Newark adopted a resolution blighting said area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY :

Section 1. That the privately owned properties located within the Krueger-Scott Cultural Center Redevelopment Area, more specifically identified on Exhibit A, attached hereto and made a part hereof are needed for public purposes.

Section 2. That the premises identified in Exhibit A, shall be purchased by the City of Newark through its Department of Development for the appraised amount, subject to the Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a)(1).

Section 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the property identified in Exhibit A.

Section 4. That the Director be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

Section 5. That a copy of the executed deeds shall be filed in the Office of the City Clerk by the Director of the Department of Development.

Section 6. Funds to acquire properties for this project will be provided by the U.S Department of Housing and Urban Development.

Section 7. In the event, the owners of the properties identified in Exhibit A, refuse to accept the offer of the City of Newark, the Corporation Counsel be and is hereby authorized to institute legal proceedings in the Superior Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq, to acquire said premises.

Section 8. The Department of Development be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said properties as identified in Exhibit A.

Section 9. The Department of Development is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay any differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

September 2, 1992

Section 10. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT:

This Ordinance authorizes the Department of Development to acquire properties in tax Block 2508, which is the Krueger-Scott Cultural Center Redevelopment Area.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Martinez, Tucker, Villani,
President Bradley.

No: Council Member Carrino.

Not Voting: Council Member Rice.

Absent During Roll Call: Council Member Harris.

Absent: Council Member Branch.

President Bradley: The yeses are five, the noes are one, one not voting, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between the City of Newark, Lessor, and The Boys and Girls Club of Newark, Inc., Lessee, with the authorization to sublease to the South Ward Cultural Center, for the premises commonly known as 392-400 Hawthorne Avenue, Block 3617, Lots 8, 9, & 12, for the sum of one hundred dollars (\$100.) or the County Taxes, whichever is greater, per year for a period of ten (10) years with the option to renew for four (4) additional ten (10) year periods, for a period of fifty (50) years.

WHEREAS, the City of Newark owns the premises commonly known as 392-400 Hawthorne Avenue, Block 3617, Lots 8, 9 & 12, on the Official Tax Maps and Tax Duplicate (year 1992) of the City of Newark, and said premises are not needed for use by the municipality; and

WHEREAS, the Boys and Girls Club of Newark, Inc., a nonprofit corporation of the State of New Jersey with tax-exempt status with respect to both the State of New Jersey and the Federal Government, is serving a public purpose and qualifies pursuant to N.J.S.A. 40A:12-14 (c) to enter into a lease agreement with the City of Newark for nominal consideration; and

WHEREAS, the Boys and Girls Club of Newark, Inc., shall be authorized to sublease to the South Ward Cultural Center, a nonprofit corporation of the State of New Jersey with tax exempt status with respect to both the State of New Jersey and the Federal Government, and is serving a public purpose and qualifies pursuant to N.J.S.A. 40A:12-14 (c); and

WHEREAS, the City of Newark desires to enter into a lease agreement with the Boys and Girls Club of Newark, Inc., for a period of ten (10) years, with the option to renew for four (4) additional ten (10) year periods, with the approval of the Director of the Department of Development, commencing September 1, 1992 and terminating no later than August 31, 2042

September 2, 1992

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Director of the Department of Development of the City of Newark is hereby authorized to enter into and execute a lease agreement, a copy of which is attached hereto and made a part hereof, on behalf of the City of Newark, Lessor, to let the above described premises to Boys and Girls Club of Newark, Inc., Lessee, pursuant to N.J.S.A. 40A:12-14 (c), for a period of ten (10) years with the option to renew said lease for four (4) ten (10) year terms with the approval of the Director of the Department of Development, commencing September 1, 1992 and terminating no later than August 31, 2042.

2. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Lessor, and the Boys and Girls Club of Newark, Inc., Lessee, a nonprofit corporation of the State of New Jersey, from September 1, 1992 to the adoption of this ordinance by the Municipal Council.

3. The Boys and Girls Club of Newark, Inc., is authorized to sublease or assign the lease to the above described premises to the South Ward Cultural Center. The premises shall be utilized for the purpose of providing recreational and cultural activities for approximately 150 youths within the South Ward community.

4. The Boys and Girls Club of Newark, Inc., Tenant shall, as consideration for said lease agreement, pay to the City of Newark, the sum of One Hundred Dollars (\$100.00) and or County Taxes assessed against the subject premises, whichever is greater, per year for a period of fifty (50) years.

5. The Director of the Department of Development shall be responsible for the enforcement of the covenant and conditions of the lease agreement.

6. The Executive Director of the Boys and Girls Club of Newark, Inc., or his/her designated agent, shall annually submit a report to the Director of the Department of Development, summarizing the use of said premises for that year, the activities undertaken by the subleasee in furtherance of the aforesaid public purpose, the approximate value or cost if any, of such activities and an affirmation of their continued tax exempt status as a nonprofit corporation pursuant to both State and Federal Law, as required by N.J.S.A. 40A:12-14 (c).

7. A copy of the lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Director of the Department of Development.

8. This Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This Ordinance shall allow the Director of the Department of Development to enter into a lease agreement with the Boys and Girls Club of Newark, Inc., and authorization to sublease to the South Ward Cultural Center.

September 2, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

Absent: Council Member Branch.

President Bradley: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-p.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance repealing Ordinance 6-S & F-f, adopted June 3, 1992, an ordinance entitled, "An ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by providing for the dismissal of Members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board of Adjustment for excessive and unexcused absences)."

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Ordinance 6-S & F-f adopted June 3, 1992, entitled, "An Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by providing for the dismissal of Members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment (for excessive and unexcused absences), be and is here repealed.

Section 2. All prior ordinances or parts of prior ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance repeals Ordinance 6-S & F-f adopted June 3, 1992.

September 2, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-q.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by further pro-rating the payment of stipends for Members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment, according to the degree of attendance at their meetings, and provide for the dismissal of Board and Commission Members for excessive unexcused absences).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 2, Paragraph (D) of Ordinance 6-S & Ff (S-1) adopted July 16, 1986, Taxicab Commission, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to read as follows:

(D). Each year the Commission shall select one of its members to be chairperson and shall adopt such rules of procedure and such by-laws as are necessary to fulfill its purposes as set forth in Section 3. The Commission shall hold meetings, not more than once a week nor less than once a month, as it shall from time to time deem necessary. Each member shall receive a stipend of not more than \$3,500 per annum for attending Board meetings. Such stipend shall be paid quarterly and in proportion to the number of meetings attended during each quarter. The determination as to whether the office of any member appointed to the Board shall be deemed vacant shall be made in accordance with the provisions of C. 302, P.L. 1979 (N.J.S.A. 40A:9-12.1).

(1). Said stipend shall be paid only to the extent that members attend and deliberate on each item on the agenda at each meeting. Therefore, the stipend and salary shall be divided into monthly payments. Each monthly payment will be divided by the number of meetings in a month. Each member shall be paid the divided amount only for those meetings that he or she has attended. In regard to those meetings that are attended by a member, the divided stipend or salary shall be further divided by the number of items on the agenda of the meetings. Each member shall only be paid the divided stipend or fee for each item on the agenda for which he or she deliberates or votes.

(2). Whenever a member of the Board or Commission has not been present at four (4) consecutive meetings of the Board or Commission then the remaining members of the Board or Commission shall determine by a majority vote whether the absence of the member shall be excused pursuant to N.J.S.A. 40A:9-12.1 (g). If the failure to attend is due to a legitimate illness, the member's absence shall be excused. However, if the Board or Commission determines that the illness is so serious that it may effect the members continued ability to participate at meetings, then the Board or Commission shall request the appointing authority to determine whether the member is physically or mentally incapable of service pursuant to N.J.S.A. 40A:9-12.1 (d).

(3) In those cases wherein a majority of the Board or Commission has failed to confirm that the absence of any member at four (4) consecutive meetings is excusable, the chairman of the Board or Commission shall report the determination of the Board or Commission to the appointing authority and shall advise the appointing authority that a vacancy exists. The member in question who has been absent for four (4) consecutive meetings may appear as a witness but may not vote on the issue as to whether the Board or Commission will excuse his or her absence.

SECTION 2. Title 15, Chapter 9B, Rent Control; Rent Control Board, Section 9(a) of Ordinance 6-S & Fr adopted October 5, 1988, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to read as follows:

15:9B-9. Rent control board.

(a). Membership. There is hereby created a Rent Control Board within the Office of the Mayor of the City of Newark, which shall consist of five residents of the City of Newark appointed by the Mayor with the advice and consent of the Municipal Council. The Board shall be composed of two tenants, two landlords and a fifth member who is a homeowner and neither a tenant nor a landlord. The term of each member shall be two years, except that of the members first appointed, one tenant and one landlord shall serve for a term of one year. Each member of the Board shall receive a stipend of not more than \$3,500. per annum for attending Board meetings. Such stipend shall be paid quarterly and in proportion to the number of meetings attended each quarter. The determination as to whether the office of any member appointed to the Board shall be deemed vacant shall be made in accordance with the provisions of C. 302, P.L. 1979 (N.J.S.A. 40A:9-12.1).

(1). Said stipend shall be paid only to the extent that members attend and deliberate on each item on the agenda at each meeting. Therefore, the stipend and salary shall be divided into monthly payments. Each monthly payment will be divided by the number of meetings in a month. Each member shall be paid the divided amount only for those meetings that he or she has attended. In regard to those meetings that are attended by a member, the divided stipend or salary shall be further divided by the number of items on the agenda of the meeting. Each member shall only be paid the divided stipend or fee for each item on the agenda for which he or she deliberates or votes.

(2). Whenever a member of the Board or Commission has not been present at four (4) consecutive meetings of the Board or Commission, then the remaining members of the Board or Commission shall determine by a majority vote whether the absence of the member shall be excused pursuant to N.J.S.A. 40A:9-12.1 (g). If the failure to attend is due to a legitimate illness, the member's absence shall be excused. However, if the Board or Commission determines that the illness is so serious that it may effect the members continued ability to participate at meetings, then the Board or Commission shall request the appointing authority to determine whether the member is physically or mentally incapable of service pursuant to N.J.S.A. 40A:9-12.1 (d).

(3) In those cases wherein a majority of the Board or Commission has failed to confirm that the absence of any member at four (4) consecutive meetings is excusable, the chairman of the board shall report the determination of the Board or Commission to the appointing authority and shall advise the appointing authority that a vacancy exists. The member in question who has been absent for four (4) consecutive meetings may appear as a witness but may not vote on the issue as to whether the Board or Commission will excuse his or her absence.

SECTION 3. Section 1, Paragraph (A) of Ordinance 6 5 & Fj adopted April 6, 1988, Alcoholic Beverage Control Board, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to read as follows:

(a). Each member of the Board of Alcoholic Beverage Control shall be compensated at the following rate and in the following manner; thirty-five hundred dollars per year payable in four (4) quarterly installments, except that said compensation shall be based upon the number of meetings of the Board attended by each member of the Board in proportion to the number of meetings held by the Board during each quarter. The determination as to whether the office of any member appointed to the Board shall be deemed vacant shall be made in accordance with the provisions of C. 302, P L 1979 (N.J.S.A. 40A:9-12.1)

(1). Said stipend shall be paid only to the extent that members attend and deliberate on each item on the agenda at each meeting. Therefore, the stipend and salary shall be divided into monthly payments. Each monthly payment will be divided by the number of meetings in a month. Each member shall be paid the divided amount only for those meetings that he or she has attended. In regard to those meetings that are attended by a member, the divided stipend or salary shall be further divided by the number of items on the agenda of the meeting. Each member shall only be paid the divided stipend or fee for each item on the agenda for which he or she deliberates or votes.

(2). Whenever a member of the Board or Commission has not been present at four (4) consecutive meetings of the Board or Commission then the remaining members of the Board or Commission shall determine by a majority vote whether the absence of the member shall be excused pursuant to N.J.S.A. 40A:9-12.1 (g). If the failure to attend is due to a legitimate illness, the member's absence shall be excused. However, if the Board or Commission determines that the illness is so serious that it may effect the members continued ability to participate at meetings, then the Board or Commission shall request the appointing authority to determine whether the member is physically or mentally incapable of serving pursuant to N.J.S.A. 40A:9-12.1 (d).

(3) In those cases where in a majority of the Board or Commission has failed to confirm that the absence of any member at four (4) consecutive meetings is excusable, the chairman of the Board or Commission shall report the determination of the board to the appointing authority and shall advise the appointing authority that a vacancy exists. The member in question who has bee absent for four (4) consecutive meetings may appear as a witness but may not vote on the issue as to whether the Board or Commission will excuse his or her absence.

SECTION 4. Title 16A, Chapter 1, Central Planning Board, Section 2 of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to read as follows:

16A:1-2. Membership; terms; stipend.

The Central Planning Board shall consist of nine members and two alternate members who shall be appointed and hold office in accordance with the provisions of C.40:55D-23. Effective January 1, 1985, each member and alternate member of the Board shall receive a stipend of not more than \$3,500. per annum for attending Board meetings. Such stipend shall be paid quarterly and in proportion to the number of meetings attended during each quarter. The determination as to whether the office of any member appointed to the Board shall be deemed vacant shall be made in accordance with the provisions of C.302. P.L. 1979 (N.J.S.A. 40A:9-12.1).

(1) Said stipend shall be paid only to the extent that members attend and deliberate on each item on the agenda at each meeting. Therefore, the stipend and salary shall be divided into monthly payments. Each monthly payment will be divided by the number of meetings in a month. Each member shall be paid the divided amount only for those meetings that he or she has attended. In regard to those meetings that are attended by a member, the divided stipend or salary shall be further divided by the number of items on the agenda of the meeting. Each member shall only be paid the divided stipend or fee for each item on the agenda for which he or she deliberates or votes.

(2). Whenever a member of the Board or Commission has not been present at four (4) consecutive meetings of the Board or Commission then the remaining members of the Board or Commission shall determine by a majority vote whether the absence of the member shall be excused pursuant to N.J.S.A. 40A:9-12.1(g). If the failure to attend is due to a legitimate illness, the member's absence shall be excused. However, if the Board or Commission determines that the illness is so serious that it may effect the members continued ability to participate at meetings, then the Board or Commission shall request the appointing authority to determine whether the member is physically or mentally incapable of servicing pursuant to N.J.S.A. 40A:9-12.1(d).

(3) In those cases wherein a majority of the Board or Commission has failed to confirm that the absence of any member at four (4) consecutive meetings is excusable, the chairman of the Board or Commission shall report the determination of the Board or Commission to the appointing authority and shall advise the appointing authority that a vacancy exists. The member in question who has been absent for four (4) consecutive meetings may appear as a witness but may not vote on the issue as to whether the Board or Commission will excuse his or her absence.

SECTION 5. Title 16A, Chapter 2, Board of Adjustment, Section 2, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended to read as follows:

16A:2-2. Membership; terms; stipend.

The Board of Adjustment shall consist of seven members and two alternate members who shall be appointed by the Municipal Council and who shall hold office in accordance with the provisions of C.40:55D-69, as amended. Each member and alternate member of the Board shall receive a stipend of not more than \$3,500. per annum for attending Board meetings. Such stipend shall be paid quarterly and in proportion to the number of meetings attended during each quarter. The determination as to whether the office of any member appointed to the Board shall be deemed vacant shall be made in accordance with the provisions of C.302, P.L. (N.J.S.A.40A:9-12-1).

(1) Said stipend shall be paid only to the extent that members attend and deliberate on each item on the agenda at each meeting. Therefore, the stipend and salary shall be divided into monthly payments. Each monthly payment will be divided by the number of meetings in a month. Each member shall be paid the divided amount only for those meetings that he or she has attended. In regard to those meetings that are attended by a member, the divided stipend or salary shall be further divided by the number of items on the agenda of the meeting. Each member shall only be paid the divided stipend or fee for each item on the agenda for which he or she deliberates or votes.

(2) Whenever a member of the Board or Commission has not been present at four (4) consecutive meetings of the Board or Commission then the remaining members of the Board or Commission shall determine by a majority vote whether the absence of the member shall be excused pursuant to N.J.S.A. 40A:9-12.1(g). If the failure to attend is due to a legitimate illness, the member's absence shall be excused. However, if the Board or Commission determines that the illness is so serious that it may effect the member's continued ability to participate at meetings, then the Board or Commission shall request the appointing authority to determine whether the member is physically or mentally incapable of serving pursuant to N.J.S.A. 40A:9-12.1(d).

(3) In those cases where in a majority of the Board or Commission has failed to confirm that the absence of any member at four (4) consecutive meetings is excusable, the chairman of the Board or Commission shall report the determination of the Board to the appointing authority that a vacancy exists. The member in question who has been absent for four (4) consecutive meetings may appear as a witness but may not vote on the issue as to whether the Board or Commission will excuse his or her absence.

SECTION 6. All prior ordinances or parts of prior ordinances inconsistent with this ordinance are hereby repealed.

SECTION 7. this ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey

STATEMENT: This ordinance further pro-rates the payment of stipends for members of the Taxicab Commission, Rent Control Board, Alcoholic Beverage Control Board, Central Planning Board and Board of Adjustment according to the degree of attendance at their meetings and provides for the dismissal of Board and Commission members for excessive unexcused absences.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-r.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Kearny Street as a One-Way Street as a One-Way Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One-way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Kearny Street - eastbound
Between Garside Street and Summer Avenue

and by deleting therefrom:

Kearny Street- eastbound
Between Garside Street and Broadway

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

September 2, 1992

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes one-way street on Kearny Street between Garside Street and Summer Avenue.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-s.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Raymond Boulevard.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Raymond Boulevard:
South Side, from Blanchard Street to McCarter Highway.

and by adding thereto:

Raymond Boulevard:
South Side from Blanchard Street to Jackson Street.
South Side, from Monroe Street to McCarter Highway.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law of the State of New Jersey.

Section 4. This ordinance does require approval by the Commissioner of Transportation.

STATEMENT: This ordinance rescind the parking prohibitions on the south side of Raymond Boulevard between Jackson Street and Monroe Street.

September 2, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-t.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited at All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Humboldt Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, *Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:*

*Humboldt Street:
East Side, from West Market Street to Orange Street.*

Section 2. *Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.*

Section 3. *This ordinance shall take effect upon final passage and publication according to law.*

Section 4. *This Ordinance does not require approval by the Commissioner of Transportation.*

STATEMENT: *This ordinance prohibits any person from parking their vehicles on Humboldt Street at the curbside space between posted signs bearing the legend "No Parking At Any Time".*

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-u.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule III, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section I. Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule III, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be further amended to read as follows:

Rule III. Regular meetings; place of meetings

The Council shall hold regular meetings on the first Wednesday of each month at 1:00 p.m. and the third Wednesday of each month at 7:00 p.m., except as hereinafter provided. However, only one regular meeting shall be held during each of the months of July and August on a date and time to be fixed by the clerk on or before the preceding January 1st. Further, when either the day fixed for any regular meeting of the Council or the day prior thereto falls upon a day designated by law as a legal, national or religious holiday, such meeting shall be held at the same hour on a day not a holiday to be scheduled by the clerk of the council. When the day fixed for any regular meeting of the council falls upon a day when more than 4 members of the council are attending a state or a national conference or convention, such meeting shall be held at the same hour on a day prior to or following the conference or convention to be scheduled by the clerk of the council.

All regular and special meetings of the council shall be held in the council chamber on the second floor of the City Hall or in the Council Conference Room on the third floor of City Hall except as hereinafter provided. The organization meeting of the council held on July 1st following the election of the council may be held at a municipally-owned facility selected by the municipal council prior thereto for the convenience of the public.

Section 2. All provisions of this ordinance should be in conformity with the Open Public Meetings Act N. J. S. A. 10:4-6 et seq.

Section 3. All prior ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section 4. This ordinance shall take effect upon final passage and publication in accordance with law.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Branch.

President Bradley: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-v.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond ordinance providing for Sidewalks, Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriate the sum of \$285,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$14,250 which is appropriated as the down-payment from the Capital Improvement Fund, said \$14,250 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law"). In addition thereto, the sum of \$125,000 is hereby appropriated from the Capital Surplus Fund of the City, said sum, including bond proceeds which are no longer need for the project for which said bonds were issued, is currently available for such purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$285,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$145,750 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$145,750 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In

September 2, 1992

the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$145,750, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

September 2, 1992

<u>Improvement /Acquisition</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Capital Surplus Fund</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
Project No. 90C-7: Improvements to James Street Common including street improvements, lighting, tree planting, trash receptacles and all costs improvements, equipment and appurtenance related thereto.	\$285,000	\$14,250	\$125,000	\$145,750	10

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose is within the limitations of the Local Bond Law taking into consideration the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purpose, as set forth in Section 3 hereof, the period of usefulness is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$145,750 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$15,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

September 2, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Branch.

6-Ph, S & F-w.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; and 52 (A/K/A 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, All Lots (A/K/A 399-425 Springfield Avenue; 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-of-Way of Fairmount Avenue.

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution 7Rde(A.S.), dated July 8, 1992, did determine that CITY TAX BLOCK 2601, LOTS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; AND 52 (A/K/A 361-385 SPRINGFIELD AVENUE; 341-375 BERGEN STREET; 117-147 17TH AVENUE; AND 418-422 FAIRMOUNT AVENUE); CITY TAX BLOCK 2603, ALL LOTS (A/K/A 399-425 SPRINGFIELD AVENUE; 411-425 FAIRMOUNT AVENUE; 2-24 HIGHLAND STREET; AND 2-22 MAGNOLIA STREET); AND THAT PORTION OF THE RIGHT-OF WAY OF FAIRMOUNT AVENUE LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES FROM THE SOUTHERLY LINE OF SPRINGFIELD AVENUE TO THE NORTHERLY LINE OF THE JUNCTION OF 17TH AVENUE AND HIGHLAND STREET, hereinafter called "Area," is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; and

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on July 20, 1992, recommending the adoption of the Sportsworld Redevelopment Plan and the Feasibility of Relocation for CITY TAX BLOCK 2601, LOTS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; AND 52 (A/K/A 361-385 SPRINGFIELD AVENUE; 341-375 BERGEN STREET; 117-147 17TH AVENUE; AND 418-422 FAIRMOUNT AVENUE); CITY TAX BLOCK 2603, ALL LOTS (A/K/A 399-425 SPRINGFIELD AVENUE; 411-425 FAIRMOUNT AVENUE; 2-24 HIGHLAND STREET; AND 2-22 MAGNOLIA STREET); AND THAT PORTION OF THE RIGHT-OF WAY OF FAIRMOUNT AVENUE LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES FROM THE SOUTHERLY LINE OF SPRINGFIELD AVENUE TO THE NORTHERLY LINE OF THE JUNCTION OF 17TH AVENUE AND HIGHLAND STREET, hereinafter called "Redevelopment Plan," copies of both Resolution and Redevelopment Plan are annexed hereto and made a part hereof; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendation; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area conforms to the Master Plan of the City of Newark.

SECTION 2. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. In order to facilitate the implementation of the Redevelopment Plan for said Area, the Municipal Council hereby finds and determines that certain official action must be taken by this Body and, accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan; and (b) requests that the various officials, departments, boards and agencies of the City of Newark, having administrative responsibility in the premises, cooperate to such an end and exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance and take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. Development activity pursuant to the Redevelopment Plan shall only be related to said Area and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. The Redevelopment Plan for said Area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. This Ordinance shall take effect upon final passage and publication in accordance with Law.

STATEMENT OF PURPOSE

Passage of this legislation will approve the Sportsworld Redevelopment Plan which creates a special recreational use district which will facilitate the development of an indoor multipurpose recreational facility.

September 2, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance was made by Council Member Tucker, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Harris, Rice.

Absent: Council Member Branch.

HEARINGS OF CITIZENS.

6-HC-a. MS. CORA MOODY, 54 BOYD STREET, PRESIDENT, HAYES HOMES TENANTS ASSOCIATION, NEWARK, NEW JERSEY.

6-HC-b. MS. SARAH RODGERS, 308 WEST KINNEY STREET, VICE PRESIDENT, HAYES HOMES TENANTS ASSOCIATION, NEWARK, NEW JERSEY.

6-HC-c. MS. PEARL COLE, 322 HUNTERDON STREET, NEWARK, NEW JERSEY.

6-HC-d. MR. BILL GOOD, 113 SOMERSET STREET, NEWARK, NEW JERSEY.

(For comments on the above-mentioned speakers, see page 1 in the minutes of this meeting.)

6-HC-e. MR. ROBERT FERGUSON, 285 HUNTERDON STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to high taxes, rent and auto insurance, and lack of police protection.

Council Member Grant stated that on the November 3rd Election, a non-binding referendum will be on the ballot: "Should Newark residents be required to continue to pay confiscatory cost of auto insurance?" He urged all voters to vote "no" pending wording, and stated that the arena for the regulation of auto insurance rates is with the Governor and the State Legislatures.

(A lengthy discussion was held by the Members of the Municipal Council.)

6-HC-f. MS. QUEEN E. PACE, 284 HUNTERDON STREET, NEWARK, NEW JERSEY addressed the Members of the Municipal Council with respect to the high cost of her water bill. The speaker pleaded with the Council Members to assist her in relocating due to the increasing crime rate in her neighborhood.

(A lengthy discussion was held by the Members of the Municipal Council.)

September 2, 1992

Council Member Harris, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Ms. Pace and forward them to Mayor James, Business Administrator Grant and Acting Director of Water Department Whitley for their necessary action.

- 6-HC-g. **MS. FREDERICA BEY, 81 SOUTH 10TH STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to police actions. The speaker also addressed the Council with respect to increased high water bills.

Council Member Rice agreed that our judicial system and juvenile system needs to be revamped.

- 6-HC-h. **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to payment of water/sewer utility bills for commercial and industrial businesses versus residential rates.

- 6-HC-i. **MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY**, addressed the Members of the Municipal Council with respect to City government.

- 6-HC-j. **MS. JO ANN KENDRICK, 502 SUMMER AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to the overwhelming car thefts in our City.

- 6-HC-k. **MR. ABDUSH'SHAHID AHMAD, 72 HAYES STREET, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council with respect to lack of recreational sites for the youngsters in the City.

(A lengthy discussion was held by the Members of the Municipal Council)

- 6-HC-l. **MR. STEVE BOSTIC, 128 SO. ORANGE AVENUE, NEWARK, NEW JERSEY**, addressed the Members of the Municipal Council supporting establishment of a Commission on Water/Sewer Rates. The speaker also stated that as a former member of the Recycling Committee, he felt the present recycling ordinance should be amended to include tenant responsibility.

Council Member Harris, through the Chair, directed the City Clerk to invite Director of Engineering Zach and Mr. Steve Bostic to meet with the Council at its pre-meeting conference, September 15, 1992, to discuss amending this recycling ordinance.

RESOLUTIONS AND MOTIONS

RESOLUTIONS

- 7-R-a. Resolution ratifying and authorizing Business Administrator to enter into contract with Lisbon Cleaning Inc., 350 Adams Street, Newark, New Jersey 07105, lowest responsible bidder, to provide Janitorial Maintenance Services, for period July 20, 1992 to July 19, 1993; contract shall not exceed \$625,000.; \$104,000. encumbered in 1992 temporary budget of Division of Public Buildings; balance of funds for 1992 will be certified upon adoption of 1992 budget; 1993 expenditures contingent upon appropriation of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to forward appropriate notice to all interested parties to meet with the Council Committee on Bidding/Purchasing at 9:00 A.M., Tuesday, September 8, 1992; further, directing the City Clerk to send appropriate notice calling for a special meeting of the Municipal Council for Tuesday, September 8, 1992, at 10:30 A.M. or as soon thereafter as practical was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

- 7-R-b. Resolution authorizing Business Administrator to enter into contract with Porterhouse Maintenance Inc., 6 Moyse Place, Edison, New Jersey 08820, lowest responsible bidder, to provide Janitorial/Germiciding Services, at 110 William Street Building, for period September 1, 1992 to August 31, 1993; contract shall not exceed \$81,000., \$7,000. provided from 1992 Temporary Budget of Division of Public Buildings; 1993 expenditures are contingent upon appropriation of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

- 7-R-c. Resolution ratifying and authorizing Business Administrator to enter into contract with Consolidated Motor Oils Inc., 1773 Pine Avenue, P.O. Box 427, Vineland, New Jersey 08360, to provide motor oils, trans lubricants and greases, for period June 29, 1992 to June 28, 1993; contract shall not exceed \$100,000. (State Contract)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

7-R-d.

Resolution ratifying and authorizing Business Administrator to enter into contract with Metro New Jersey/Meadowlands Convention Center, for purpose of pursuing potential economic benefit of City of Newark through tourism and convention industry, for period January 1, 1992 to expiring December 31, 1992; contract may be renewed for an additional year at the expiration of this contract period subject to availability of sufficient legally appropriated funds, for sum of \$9,000., to be used exclusively for payment of office space rental for Metro New Jersey/Meadowlands Convention and Visitors Bureau in Gateway One Office Building. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(II)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-e.

Resolution ratifying and authorizing Corporation Counsel to enter into and execute contract with Economic Studies, Inc., for purpose of monitoring, supervising and drafting the statistical and economic component for Affirmative Action Study, for period August 5, 1992 to December 31, 1992; contract shall not exceed \$70,000., does not require expenditure of additional dollars by City of Newark because of cooperative agreement with Port Authority of New York and New Jersey, the Housing Authority and Board of Education. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(I)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-f.

Resolution amending Resolution 7-R-ce (A.S.), April 15, 1992, "contract with Grizel Ubarry to assist Affirmative Action Investigative Committee in establishing data to respond to United States Supreme Court decision in Richmond vs. Croson Company, for sum not to exceed \$3,600., for period March 1, 1992 through May 31, 1992..." by changing amount of contract to \$8,000. and expanding the scope of services, (completing the Hispanic Historical Component for the Affirmative Action Study); contract shall not require expenditure of additional dollars by the City of Newark because of cooperative agreement with the Housing Authority and the Board of Education. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1(1)(1)(1)(I))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-g.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate.
(In accordance with ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-h.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate.
(In accordance with ordinance)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-i.

Resolution authorizing Director of Development to enter into and execute contract with Terrace Heights Development Company, L.P., for redevelopment of 10-36 Osborne Terrace, Block 3026, Lots 11, 15, 17, 19 & 21, and 1-23 Hedden Terrace, Block 3026, Lots 1, 95, 91 & 89; further, authorizing Director of Development to execute a Bargain and Sale Deed conveying said properties to Terrace Heights Development Company, L.P., for purchase price of \$7,000.
(Property will be redeveloped for residential use for low income persons)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-j.

Resolution authorizing Mayor and Director of Development to execute Memorandum of Understanding and Regional Contribution Agreement with Municipality of West Orange, for purpose of providing funding for construction of at least 125 to a maximum of 195 units of low and moderate income housing, in amount of \$2,125,000., which is minimum payment to be made by West Orange to Newark; does not require expenditure of municipal funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to correspond with Administration requesting to receive a report on the RCA's that were in fact located in the City of Newark was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

No: Council Member Carrino.

Absent: Council Member Branch.

September 2, 1992

7-R-k.

Resolution amending Resolution 7-R-m, September 5, 1990, contract with Donald Jackson Urban Renewal Corporation t/a Donald Jackson Urban Renewal Association, for redevelopment of 607-613 Clinton Avenue, Block 3004, Lot 28 for residential use for low and moderate income persons...; by including Lot 30, which was originally left out of contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-l.

Resolution amending Resolution 7-R-j, February 6, 1991, "contract with Newark Community School of the Arts, a New Jersey Non-Profit Corporation, for purpose of repairing 186 Clinton Avenue, installing new boiler, new roof and floor leak at stairwell at 89 Lincoln Park and replacing air conditioning unit at 131 Brunswick Street, for period February 1, 1991 through February 28, 1992, in amount of \$50,000., funds available from HCDA FY XVI," for purpose of allowing them to expend balance of their original \$50,000. grant of \$23,101.50 for completion of rehabilitation work, for period August 1, 1992 through August 31, 1993.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-m.

Resolution amending Resolution 7-R-l, March 6, 1991, "contract with Apostle's House Inc., for making minor renovations to 16-24 Grant Street, to house homeless low income families and provide permanent housing for indigent men in amount of \$15,000., for period March 1, 1991 to March 31, 1992, funds provided by H.C.D.A. FY XVI," for purpose of allowing them to expend their original grant amount of \$15,000. to make minor repairs to 16-18 Grant Street, for period July 1, 1992 through June 30, 1993.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-n.

Resolution amending Resolution 7-R-d, May 15, 1991, "Resolution amending Resolution 7-R-o, May 2, 1990, 'contract with First Class Championship Development Center Inc., a New Jersey non-profit corporation, for purpose of renovating 936-938 Bergen Street to provide training in championship boxing and karate, for period April 1, 1990 to April 30, 1991, for purpose of expending balance of original \$50,000., which is \$16,000. FY XV; further ratifying and authorizing Mayor and Director of Development to enter into contract with First Class Championship Development Center Inc.,' for purpose of continuing rehabilitation of 936-938 Bergen Street to service low and moderate income individuals to provide training in championship boxing and karate, in amount of \$25,000., funds provided in H.C.D.A. FY XVI, for period April 1, 1991 through April 30, 1992, totalling \$41,000.," for purpose of allowing them to expend their original contract amount of \$39,800. to continue renovating 936-938 Bergen Street, for period July 1, 1992 through June 30, 1993.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-o.

Resolution amending Resolution 7-R-d, March 20, 1991, "contract with Newark Foster Parents Association Inc., a New Jersey Non-Profit Corporation, for purpose of rehabilitating 800 Clinton Avenue as a supervised residential program for low income adolescent females, for period March 1, 1991 through March 31, 1992, in amount of \$45,400.; funds provided in H.C.D.A. FY XVI," for purpose of allowing them to expend balance of their original \$45,400. which is \$31,189.87, to continue rehabilitation of 800 Clinton Avenue, for period from April 1, 1992 through March 31, 1993; no additional funds required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-p.

Resolution rescinding Resolution 7-R-co (A.S.), June 24, 1987, "Resolution conditionally designating VE Cam, Inc., 114 South 12th Street, as redeveloper for Saint Lucy's II Area Redevelopment Project (Block 477) subject to Redeveloper executing within 90 days from passage of said Resolution, Contract Agreement for the sale of redevelopment of land within said project area," VE Cam, Inc. failed to respond to Notice of Default within time period allowed in Section 601 of said agreement.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

September 2, 1992

7-R-q.

Resolution rescinding Resolution 7-R-cr (A.S.), August 3, 1988, "Resolution amending Resolution 7-R-dv (A.S.), May 18, 1987, authorizing Memorandum of Understanding with Call Associates, 11 Commerce Drive, Cranford, New Jersey, to redevelop property within Tax Blocks 1901, 1902, 1894, 1896, 1897 and 1898, by amending designation to include Blocks 1900A, 1901A, 1900, and deletion of Lot 23 of Block 1902 and Lot 19 of Block 1894 (new construction mixed commercial/residential housing project.) Upon completion of tasks, Director of Development shall submit contract for sale of land for private development between the City of Newark and the redeveloper to the Municipal Council for its review and approval. (North 11th Street, North 13th Street, South 11th Street, South 12th Street, South 13th Street West Market Street and Orange Street), by amending and upon completion of task (redevelop property within Tax Blocks 1901, 1902, 1894, 1896, 1897 and 1898) Director of Development shall submit a Contract for Sale of Land for Private Redevelopment between City of Newark and developer to the Municipal Council for its review and approval, as City of Newark and Call Associates have been unable to reach an agreement regarding terms and conditions of said Memorandum of Understanding.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-r.

Resolution authorizing Director of Engineering to accept proposal of and enter into agreement with Hazen & Sawyer - Clinton Bogert Associates, 270 Sylvan Avenue, Englewood Cliffs, New Jersey 07632, for professional services for operation and maintenance of Pequannock Water Treatment Facilities, for six month period, for sum of \$585,000. and an insurance coverage policy payment not to exceed \$65,000. (\$635,000. provided in 1992 Budget of Division of Water/Sewer Utility) (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(l)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

No: Council Member Martinez.

Absent: Council Member Branch.

7-R-s.

Resolution authorizing Mayor and Director of Engineering to execute contract with Occupational Health Services of St. James Hospital, 155 Jefferson Street, Newark, New Jersey 07105, to provide professional services for medical clearance of City of Newark Water/Sewer Utility operations employees to be in compliance with New Jersey Department of Health Public Employees Occupational Safety and Health Program and New Jersey Toxic Catastrophe Prevention Act Program, for fee not to exceed \$15,360., project to be completed September 8, 1992; funds available in 1992 Operating Budget of Division of Water/Sewer Utility. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(l)).

(Copy of resolution and correspondence submitted to each Member of the Council)

September 2, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-t.

Resolution authorizing Director of Engineering to execute agreement with PMC Alpine Paper Recycling Corporation, 515 16th Street, Hoboken, New Jersey, for recycling office paper materials collected by City Recycling Collection Program, City to receive \$30. per gross ton, for term of one year. (Contract awarded without competitive bidding as permitted by State of New Jersey Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987 c. 102), which amends Local Public Contracts Law 40A:11-5(s) to allow for negotiated sale of recyclable materials without public bidding)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-u.

Resolution authorizing Director of Engineering to execute contract with Distributors Recycling Incorporated, for sale of recyclable materials collected by City Curbside Recycling Program, for one year term, with revenues generated going into municipal account for purpose of increasing recycling within City. (Contract awarded without competitive bidding as permitted by State of New Jersey Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987 c. 102), which amends local public contract law 40A:11-5(s) to allow for negotiated sale of recyclable materials without public bidding)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-v.

Resolution authorizing Director of Engineering to enter into interlocal services agreement with any participating municipality with payment of \$3.50 to \$8.00 cubic yard, for purpose of creating Newark Interlocal Leaf Composting Operation, for period October 1, 1992 to September 30, 1993; further authorizing Director of Engineering to accept and deposit all revenues generated by program into Municipal Recycling Tonnage Grant Account, a designated account which is for purpose of funding City Recycling Office and expanding recycling programs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

September 2, 1992

7-R-w.

Resolution authorizing Mayor and Director of Engineering to apply and accept funds in amount of \$27,047. from Commissioner of Transportation of the State of New Jersey, Bureau of Local Transportation Planning Grants under the Federal Highway Administration Planning Funds; and funds in amount of \$8,486. from Urban Mass Transportation Administration, each for Subregional Transportation Planning activities as per Task Order No's. 2 & 3; City of Newark to provide in-kind services match equivalent to \$6,894. for each project.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-x.

Resolution authorizing Mayor and Director of Engineering to execute contract with Vernon Haz-Mat Unit, P.O Box 461, Vernon Township, New Jersey 07462, to provide environmental response services and confined space rescue for all dams, water treatment plants and operating vaults owned by City of Newark, originating in Sussex County and extending thence along aqueduct supply system to City's Belleville Reservoir, for fee not to exceed \$32,000., for period September 15, 1992 to September 14, 1993. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to N.J.S.A. 40A:11-5(1)(a)(II))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-y.

Resolution amending Resolution 7-R-a (S), February 25, 1987, contract 86-19R, Collection of Solid Waste (Five Year Contract) with James Petrozello Company, Inc., effective July 6, 1987...totalling \$12,010,000.; to extend contract for period July 6, 1992 to September 5, 1993, in amount of \$202,500., per month less recycling and disposal credits; further, authorizing Director of Engineering to execute Contract 92-03 with James Petrozello Company, Inc., 1222 Harrison Avenue, Kearny, New Jersey, lowest responsible bid submitted, for collection of solid waste for approximately one-third of City of Newark, excluding the West Ward, for period September 8, 1992 to September 3, 1993, in amount of \$1,988,000. with City paying disposal cost and for maximum of two years thereafter consistent with bid...

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

September 2, 1992

7-R-z.

Resolution ratifying and authorizing Director of Finance to enter into contract with SI-3, Inc., 271 46 West, Suite F110, Fairfield, New Jersey 07004, to provide Proprietary Software License and Maintenance Agreement for Land Use Control System of the Department of Development, for period July 1, 1992 to June 30, 1993; contract shall not exceed \$10,500. (State Contract)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-ba.

Resolution ratifying and authorizing Director of Finance to enter into contract with SI-3, Inc., 271 46 West, Suite F110, Fairfield, New Jersey 07004, to provide Proprietary Software License and Maintenance Agreement for CAD System of the Newark Police Department, for period July 1, 1992 to June 30, 1993; contract shall not exceed \$58,500. (State Contract)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bb.

Resolution ratifying and authorizing Director of Finance to enter into contract with SI-3, Inc., 271 46 West, Suite F110, Fairfield, New Jersey 07004, to provide Proprietary Software License and Maintenance Agreement for Scofiaw Processing System to handle storage and data retrieval from State's Automated Traffic System utilizing hand-held terminals for Police and Sanitation Departments, for period July 1, 1992 to June 30, 1993; contract shall not exceed \$13,086. (State Contract)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bc.

Resolution authorizing Director of Finance to issue check in amount of \$15,000., payable to Francisco Carracela, and his attorneys, Linares & Coviello, 307 Montgomery Street, Bloomfield, New Jersey 07003, upon receipt of all documents deemed appropriate by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, seeking recovery for personal injuries and property damage allegedly sustained as a result of negligence of employees of City of Newark on July 2, 1991.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

September 2, 1992

7-R-bd.

Resolution authorizing Director of Finance to issue check in amount of \$950., payable to Anthony Phyll, refund of deposit paid at time of auction for purchase of City-owned property known as 514-516 South 14th Street, Block 331, Lot 38. (Property is included in an affordable housing development and should not have been included in auction)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-be.

Resolution authorizing Director of Finance to issue check in amount of \$990.19, payable to Anson Orr and Lindsley Orr, refund of 1/4 year's taxes paid at time of closing on purchase of City-owned property at 870 South Orange Avenue, Block 4060, Lot 5. (Purchaser has complied with conditions of sale.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bf.

Resolution authorizing Director of Finance to issue check in amount of \$1,190., payable to Julio Delgado, refund of deposit paid at time of auction of City-owned property known as 168-170 Roseville Avenue, Block 1919, Lot 22.

(City unable to convey marketable title)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bg.

Resolution authorizing Director of Finance to issue check in amount of \$3,500., payable to Damian Melendez, refund of deposit paid at time of auction of City-owned property known as 204 Garside Street, Block 531, Lot 23.

(City unable to convey marketable title)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bh. Resolution authorizing Director of Finance to issue check in amount of \$850., payable to Winston A. Wiles and James Winborne, refund of deposit paid at time of auction of City-owned property known as 768 South 20th Street, Block 367, Lot 42.
(Property redeemed by former owner)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

7-R-bl. Resolution authorizing Director of Finance to issue check in amount of \$820., payable to Bruce E. Glass and Delethia Grayson, refund of deposit paid at time of auction of City-owned property known as 317 South 6th Street, Block 279, Lot 21.
(Property redeemed by former owner)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

7-R-bj. Resolution authorizing Director of Finance to issue check in amount of \$2,050., payable to Damian Melendez, refund of deposit paid at time of auction of City-owned property known as 588 South 12th Street, Block 312, Lot 43.
(Property redeemed by former owner)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

7-R-bk. Resolution authorizing Director of Finance to issue checks to persons in amounts shown therein, totalling \$21,126.68, for overpayments and/or credits carried on books and records of Tax Collector by reason of Cash Overpayments for years 1987, 1988, 1989, 1990, 1991 and 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

7-R-bl. Resolution authorizing Director of Finance to issue checks to persons in amounts shown therein, totalling \$21,460.63, for overpayments and/or credits carried on books and records of Tax Collector by reason of Senior Citizen Allowance and Cash Overpayments for years 1988, 1989, 1990, 1991 and 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bm.

Resolution authorizing Director of Finance to issue check in amount of \$5,671.70 to Osman Ali, 40 Tanglewood Drive, Summit, New Jersey, rent collected from occupants of record, from December 1991 through April 1992, prior to Vacation of Judgement of premises commonly known as 858-60 South 18th Street (aka 356-58 Madison Avenue), Block 3013, Lot 96 from Account No. 011-050-0505-5282; further authorizing Director of Finance to issue check in amount of \$4,688.30 to the Division of Property Management, for repair and maintenance costs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bn.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Offender Aid and Restoration of Essex County, for purpose of providing homeless prevention services, for period May 1, 1992 through April 30, 1993, total amount of contract not to exceed \$80,200. of which \$40,100. will be provided by contractor as an in-kind match.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bo.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Mt. Carmel Guild, for purpose of rehabilitation of building used as an emergency shelter to homeless population, for period May 1, 1992 through April 30, 1993; total amount of contract shall not exceed \$28,265. of which \$10,000. will be provided by contractor as in-kind match.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bp.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with American Rescue Workers, for purpose of rehabilitation of building used as an emergency shelter to homeless population, for period May 1, 1992 through April 30, 1993; total amount of contract shall not exceed \$10,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 2, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bq.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Newark Emergency Services for Families, for purpose of homeless prevention services and emergency shelter operations, for period May 1, 1992 through April 30, 1993; total amount of contract shall not exceed \$41,250.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-br.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept grant award in amount of \$53,897. from New Jersey State Department of Health, for period July 1, 1992 through June 30, 1993, for provision of AIDS Education/Prevention Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bs.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with The Apostles' House, for purpose of operations and rehabilitation of buildings used as emergency shelters, for period August 1, 1992 to July 31, 1993; total amount of contract is \$62,320., funds provided in 1992 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bt.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with International Youth Organization, lowest responsible quote received, for performance of Job/Employability Skills Training Program, Number PY 2-071-06, for period September 8, 1992 through June 30, 1993; contract shall not exceed \$200,000., for 50 participants (Youth 16-21) during 1 cycle of 28 weeks (1,321 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 2, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bu.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Rutgers The State University of New Jersey, lowest responsible quote received, for performance of Word and Data Processing/Clerical Skills Training Program, Number PY 2-021-09, for period September 21, 1992 through June 30, 1993; contract shall not exceed \$57,700., for 20 participants in 2 cycles of 15 weeks per cycle, (372 hours per cycle); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title 8%.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bv.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with North Ward Center, Inc., lowest responsible quote received, for performance of Word Processing/Business Office Skills Training Program, Number PY 2-021-06, for period September 14, 1992 through June 30, 1993; contract shall not exceed \$169,500., for 60 participants (30 adults and 30 youth) in 2 cycles of 17 weeks, (425 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth and IIA Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bw.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with F.O.C.U.S. Newark, Inc., lowest responsible quote received, for performance of Bilingual ESL/Office Skills Training Program, Number PY 2-021-04, for period September 14, 1992 through January 1, 1993; contract shall not exceed \$36,020., for 20 participants (10 adults and 10 youth) during 1 cycle of 16 weeks, (440 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIA Youth and IIA Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bx.

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Worldwide Educational Services, lowest responsible quote received, for performance of Comprehensive Computerized Office Skills Training Program, Number PY 2-021-02, for period September 20, 1992 through June 30, 1993; contract shall not exceed \$188,000., for 40 participants (20 adults and 20 youth) in 1 cycle of 34 weeks, (892 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIA Adults and IIA Youth)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-by.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Work Oriented Rehabilitation Institute, lowest responsible quote received, for performance of Employment and Training Services for Former Substance Abusers Training Program, Number PY 2-101-01, for period July 1, 1992 through June 30, 1993; contract shall not exceed \$316,650., for 150 participants (140 adults and 10 youth) in open entry - open exit for 483 to 525 hours; source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIA Adults and IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-bz.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Newark Day Center, lowest responsible quote received, for performance of Child Care/Teacher Aide Training Program, Number PY 2-011-01, for period August 17, 1992 through June 30, 1993; contract shall not exceed \$90,000., for 45 participants (30 adults and 15 youth) in 3 cycles of 10 weeks each, (250 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIA Adults and IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-ca.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with International Youth Organization, lowest responsible quote received, for Business Services Program for performance of a Summer Enrichment Education Development Program, Number PY 2-071-03, for period July 9, 1992 through August 28, 1992; contract shall not exceed \$40,227. for 35 participants in 1 cycle of 7 weeks and 2 days (222 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 2, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cb.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Worldwide Educational Services, lowest responsible quote received, for performance of IIB/Newspaper Company Simulation Program for Summer Youth Employment and Training Program, Number PY 2-071-04, for period July 9, 1992 through August 28, 1992; contract shall not exceed \$103,125. for 75 participants in 1 cycle of 7 weeks and 2 days (222 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cc.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Careerworks, Inc., lowest responsible quote received, for performance of Summer Youth Employment/Basic Skills Training Program, Number PY 2-071-05, for period July 9, 1992 through August 28, 1992; contract shall not exceed \$98,500. for 100 participants in 1 cycle of 7 weeks and 2 days (222 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cd.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Automatic Data Processing, Inc., lowest responsible quote received, for performance of Summer Youth EDP Services Program, Number PY 2-081-01, for period July 1, 1992 to June 30, 1993; contract shall not exceed \$39,670.; source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIB SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-ce.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Enterprises Development Center, lowest responsible quote received, for performance of Summer Youth Employment and Training Fundamentals for Careers in Manufacturing Program, Number PY 2-071-01, for period July 9, 1992 through August 28, 1992; contract shall not exceed \$38,500. for 35 participants in 1 cycle of 7 weeks and 2 days (222 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cf.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Catholic Community Services, lowest responsible quote received, for performance of Summer Youth Employment for the Handicapped Training Program, Number PY 2-071-02, for period July 9, 1992 through August 28, 1992; contract shall not exceed \$311,040. for 200 participants in 1 cycle of 7 weeks and 2 days (222 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title SYETP.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cg.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Career Works, lowest responsible quote received, for performance of Hotel Services Training Program, Number PY 2-041-01, for period August 31, 1992 through January 1, 1993; contract shall not exceed \$92,560., for 40 participants (20 adults and 20 youth) in 2 cycles of 9 weeks (270 hours each); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIA Adults and IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-ch.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Catholic Community Services, lowest responsible quote received, for performance of Employment and Training for Limited English Speaking Adults (TELS/OJT) and Youth (16-21) Who Are High School Dropouts, Number PY 2-021-05, for period August 3, 1992 through November 13, 1992; contract shall not exceed \$164,082., for 60 participants (30 adults and 30 youth) in 1 cycle of 14 weeks (350 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIA Adults and IIA Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 2, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cl.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Careerworks, Inc., lowest responsible quote received, for performance of Retail Sales/Cashier Training Program, Number PY 2-051-01, for period August 31, 1992 through June 30, 1993; contract shall not exceed \$104,280., for 40 participants (20 adults and 20 youth) in 2 cycles of 10 weeks each (300 hours each); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title IIA Adults and IIA Youth.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cj.

Resolution designating reserved parking area for handicapped motorists on Chestnut Street, northside, beginning 243 feet west of the westerly curblane of Pacific Street and extending 20 feet westerly therefrom for a period of one year; pursuant to N.J.S.A. 39:4-8.
(East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

7-R-ck.

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$35,533., Sub-regional Transportation Planning Grants.
(Contract period from July 1, 1991 to June 30, 1992)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cl.

Temporary emergency resolution appropriating \$35,533., Sub-regional Transportation Planning Grant; said funds shall be provided in 1992 budget.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

September 2, 1992

7-R-cm. Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$35,533., Sub-regional Transportation Planning Grants.

(Contract period from July 1, 1992 to June 30, 1993)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cn. Temporary emergency resolution appropriating \$35,533., Sub-regional Transportation Planning Grant; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-co. Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$53,897., AIDS Prevention Education Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cp. Temporary emergency resolution appropriating \$53,897., AIDS Prevention Education Program; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cq. Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$3,000., Women, Infants and Children's Supplemental Food Program - Leadership Award Grant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cr.

Temporary emergency resolution appropriating \$3,000., Women, Infants and Children's Supplemental Food Program - Leadership Award Grant.; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cs.

Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$55,090., University of Medicine and Dentistry of New Jersey - Clerk Typist Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-ct.

Temporary emergency resolution appropriating \$55,090., University of Medicine and Dentistry of New Jersey - Clerk Typist Program; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cu.

Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$129,551., Homeless Mentally Ill Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cv.

Temporary emergency resolution appropriating \$129,551., Homeless Mentally Ill Program; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cw.

Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$134,809., Homeless Mentally Ill Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cx.

Temporary emergency resolution appropriating \$134,809., Homeless Mentally Ill Program.; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-cy.

Resolution declaring an emergency exists as to an "Ordinance authorizing Director of Department of Development to acquire privately owned properties within the Krueger-Scott Cultural Center Redevelopment Area, more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.", Ordinance 6-Ph, S & F-n, being finally adopted September 2, 1992, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

No: Council Member Carrino.

Not Voting: Council Member Rice.

Absent: Council Member Branch.

7-R-cz.

Resolution declaring an emergency exists as to an "Ordinance amending Title 2, Administration, Chapter 15, Council Rules, Section 1, Rule III, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented", Ordinance 6-Ph, S & F-u, being finally adopted September 2, 1992, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

(Changes Council meeting time from 8:00 P.M. to 7:00 P.M.)

September 2, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-da.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Newark Festival of People, Inc., to present a multi-ethnic street festival for its residents, for period January 1, 1992 through December 31, 1992, for sum of \$15,000., funds provided in H.C.D.A. Year XVII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-db.

Resolution authorizing Director of Finance to issue checks in amount of \$275,000., and \$350,000., payable to United States Fidelity & Guaranty Company and Reliance & Leasing Company, and their attorneys Hannoeh Weisman, 186 West State Street, P.O. Box 1298, Trenton, New Jersey 08607-1211, upon receipt of all settlement documents deemed necessary by Corporation Counsel; litigation instituted against City of Newark in United States District Court for District of New Jersey, for breach of contract and to enforce payment under lease purchase and service agreement; funds in amount of \$200,000. provided in 1992 Temporary Budget, remaining funds to be provided upon Municipal Council's approval of temporary emergency appropriation or adoption of budget, whichever comes first.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

No: Council Member Martinez.

Absent: Council Member Branch.

7-R-dc.

Resolution expressing profound sorrow and regret at the passing of Reverend Arthur Jones, Pastor of Pilgrim Baptist Church.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dd-1.

Resolution recognizing and commending Minister Abdul Khadir Muhammad, of Islam Mosque #25.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dd-2.

Resolution recognizing and commending The Sponsors, Organizers and the participants of the 1992 Puerto Rican Statewide Parade of New Jersey.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dd-3.

Resolution recognizing and commending the Mayor's Commission on the Status of Women on the distinguished occasion of hosting "Women's Equality Day" in Newark on Wednesday, August 26, 1992.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dd-4.

Resolution recognizing and commending Mr. Bill Franklin, former radio personality with Newark's WNJR radio station, for his many years of noteworthy and meritorious service in the field of broadcast journalism.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dd-5.

Resolution recognizing and commending Hon. Larry L. Johnson, Attorney-At-Law, on the occasion of being appointed as a Judge with the City of Orange Township Municipal Court.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dd-6.

Resolution recognizing and commending Henry "Andy" Stasiuk, newspaper reporter for The Star-Ledger, on the distinguished occasion of his retirement after 44 years of devoted service in the newspaper industry.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dd-7.

Resolution recognizing and commending Newark Police Lieutenant John Lavook and Newark Detectives George Davey, Alfred Burroughs, Darrell Lamply, Manuel Carrillo, Rashid Wal Sabur, Daniel Santos and Shakor Mustafa as well as Sergeant Robert Blue for their valor and courage during the line of duty.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

- 7-R-dd-8. Resolution recognizing and commending Mr. Glibert Buchalter of Pharmaceutical Innovations.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

- 7-R-dd-9. Resolution recognizing and commending Coronel Rene Yandun-Pozo, Coronel Geovanni Crespo, Teniente Coronel Jorge Brito Albuja and Dr. Galo Larrea Donoso during the ceremonies designating August 10, 1992 as "Ecuador Independence Day" in the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

- 7-R-dd-10. Resolution recognizing and commending Mrs. Carol A. Fleig.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

- 7-R-dd-11. Resolution recognizing and commending Detective Sergeant Vincent Gagliano, Detective Joseph Cantalupo, Detective Karl M. Cobb, Detective Daren Coley, Detective Daniel J. Daly, Detective Raul Estevez, Jr., Detective Shellah A. Flitts, Detective Manuel Rebelo, Police Officer John J. Koval.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

- 7-R-dd-12. Resolution recognizing and commending Deputy Chief Willie Walker of the Newark Auxiliary Police.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

- 7-R-dd-13. Resolution recognizing and commending the Members of the Essex/Union Auto Theft Task Force.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

September 2, 1992

7-R-dd-14. Resolution recognizing and commending the Organizers and Participants of the Chad High-Tech Urban Summer Camp.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dd-15. Resolution recognizing and commending the Newark Housing Authority.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dd-16. Resolution recognizing and commending the Rutgers University Cooperation Extension.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dd-17. Resolution recognizing and commending the Reverend J.W. Brown, Pastor of Humanity Baptist Church in Newark, on the distinguished occasion of having the corner of Bergen Street and Fourteenth Avenue changed to "Reverend J.W. Brown Square" for honorary and ceremonial purposes.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-de. Resolution posthumously recognizing and commending Mrs. Missouri Crawford on the distinguished occasion of having Pomona Avenue, between Bergen Street and Parkview Terrace, designated as "Missouri Crawford Square" for ceremonial and honorary purposes.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-df. Resolution posthumously recognizing and commending Mr. Thomas W. Jackson, former standout athlete at Barringer High School, on the esteemed occasion of being inducted into the Central State University Donald K. Anthony Marauder Athletic Hall of Fame.

September 2, 1992

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dg.

Resolution amending Resolution 7-R-a (S-1), February 27, 1990, "Resolution approving tax abatement and financial agreement for Hartz Enterprise II Urban Renewal Associates, L.P., for construction of an office building and parking garage at 943-977 Raymond Boulevard, Block 169, Lot 36 and Block 170, Lot 13, granting exemption from taxation on improvements for a period of 20 years. (5 year tax abatement permitted under N.J.S.A. 54:4-3.95-3.112 and 15 years pursuant to N.J.S.A. 40:55c-65," by correcting block and lot designation to reflect correct designation as Block 169 and the parking garage portion of Lot 39 and Block 170, Lot 13; further requesting that the Tax Assessor provide the Division of Tax Abatement and Special Taxes with a detailed breakdown of the tax abated portion of Block 169, Lot 39 in order to determine the correct land tax credit.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dh.

Resolution by the Newark Municipal Council expressing profound sorrow and regret at the passing of Donald Dust, Aide to Mayor Sharpe James.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-di.
(A.S.)

Resolution authorizing Business Administrator and Director of Finance to enter into settlement with IBM, upon receipt of all settlement documents deemed necessary by Corporation Counsel; does not require expenditure of any funds.

(City shall release and discharge IBM and its respective officers from liability from its Tax and Water Computer Systems Contract)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dj.
(A.S.)

Resolution authorizing Corporation Counsel to accept payment schedule for City of Newark's Fox Lance arrearages as confirmed in One Washington Park Urban Renewal Associates' Plan of Reorganization as filed with U.S. Bankruptcy Court; further authorizing Manager of Division of Tax Abatement and Special Taxes to accept monthly payments of Fox Lance arrearages assessed to entity with ten percent (10%) rate of interest over a five (5) year period.

(Project located at 481-497 Broad Street, 66-68 Orange Street, 2-24 Essex Street, 1-15 Essex Street, 62-64 Orange Street, and 471-495 Broad Street)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dk.
(A.S.)

Resolution establishing Temporary Appropriation for Various Departments and Agencies and Deferred Charges and Statutory Expenditures, Municipal Debt; totalling \$13,975,070.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dl.
(A.S.)

Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$2,653,137.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Grant and failed of adoption by President Bradley by the following votes:

Yes: Council Members Grant, Tucker, President Bradley.

No: Council Members Carrino, Martinez, Villani.

Not Voting: Council Members Harris, Rice.

Absent: Council Member Branch.

September 2, 1992

Council Member Rice requested his vote be changed from not voting to the affirmative.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Grant and failed of adoption by the following votes:

Yes: Council Members Grant, Rice, Tucker, President Bradley.

No: Council Members Carrino, Martinez, Villani.

Not Voting: Council Member Harris.

Absent: Council Member Branch.

A motion to defer action on this item and directing the City Clerk to send appropriate notice calling for a special meeting of the Municipal Council for Tuesday, September 8, 1992 at 10:30 A.M. or as soon thereafter as practical in the Council Chamber/Council Conference Room, was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-dm.
(A.S.)

Resolution of the City of Newark approving application to the Local Finance Board pursuant to N.J.S.A. 40A:3-1 et seq. for approval of participation by City of Newark, in the Essex County Improvement Authority Pelp Financing Program for financing general improvements of City of Newark in the County of Essex, New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Grant, Director of Division of Property Management Cooper and Mr. Thomas Banker, Executive Director, Essex County Improvement Authority to meet with the Council at a future special conference to discuss this matter was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Martinez.

Absent: Council Member Branch.

7-R-dn.
(A.S.)

Resolution authorizing Police Director to enter into contractual agreement with Motorola Communications and Electronics, Inc., for purchase and installation of Phase II police radio communications equipment, piggybacked from New Jersey State Contract A 49104, in amount of \$598,650.; funds provided in 1992 Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-R-do.
(A.S.)

Resolution declaring September 10, 1992 as "Brazilian Independence Day" within the City of Newark.

September 2, 1992

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-dp.
(A.S.)**

Resolution expressing profound sorrow and regret at the passing of Mr. George W. Harris.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-dq-1.
(A.S.)**

Resolution recognizing and commending Clinton Avenue Presbyterian Church Banquet and 25th Anniversary with the merger of former Thirteenth Avenue Presbyterian Church.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-dq-2.
(A.S.)**

Resolution recognizing and commending Mr. Leon B. Denmark, Executive Director of Newark Symphony Hall, for his extraordinary achievements as head director of Newark Symphony Hall.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-dq-3.
(A.S.)**

Resolution recognizing and commending lifeguards: Lenny Jones, Rolando Velazquez, Victor Zamora, Elizabeth Jurado, Rinaldo Ynchaustegui, Jose Ruiz, Carlos Rocha and Special Police Officer Richard McDonnell.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-dq-4.
(A.S.)**

Resolution recognizing and commending Ms. Rosemary Jefferson for her meritorious achievements and extending sincere best wishes for continued success.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-dq-5.
(A.S.)**

Resolution recognizing and commending Mr. George Hagemelster, Vice President of Gannett Outdoor Company, Inc. of New Jersey, on the distinguished occasion of his retirement from Gannett after many years of faithful and meritorious service.

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-dq-6.
(A.S.)**

Resolution recognizing and commending Helen Valente, wife of former City of Newark employee Ottavio F. Valente, on the distinguished occasion of her 65th birthday celebration.

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-dr.
(A.S.)**

Resolution thanking the Metro Newark Chamber of Commerce for their participation in the 1991 "Newark Day" festivities in Atlantic City, New Jersey, and requesting their cooperation for the 1992 function.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-ds.
(A.S.)**

Resolution authorizing Director of Engineering to execute Contract 92-11, Renovations to John F. Kennedy Pool and Building, with T.P.K. Construction Corporation, 116-124 So. Van Burnt Street, Englewood, N.J., lowest responsible bid submitted, for total sum of \$2,246,720., project shall be completed within 240 calendar days from Notice to Proceed; further authorizing Director of Engineering to add other alternates by way of change orders, upon availability of legally appropriated funds and approval by Municipal Council.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-dt.
(A.S.)**

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with North Ward Center, lowest responsible quote received, for Customer Service for Older Workers Training Program, Number PY 2-021-11, for period September 14, 1992 through June 30, 1993; contract shall not exceed \$127,125. for 45 participants in 2 cycles of 17 weeks each (425 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title 3%.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

No: Council Member Tucker.

Absent: Council Member Branch.

7-R-du.
(A.S.)

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Technical Training Project, Inc., lowest responsible quote received, for Customer Service for Laboratory Technician Training Program, Number PY 2-011-02, for period August 3, 1992 through June 30, 1993; contract shall not exceed \$42,000. for 10 participants in 2 cycles of 20 weeks each (800 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title 11A Adults and 11A Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

No: Council Member Tucker.

Absent: Council Member Branch.

7-R-dv.
(A.S.)

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Rutgers, The State University, lowest responsible quote received, for Customer Service for Word Processing/Clerical/Customer Service Training Program, Number PY 2-021-10, for period September 21, 1992 through June 30, 1993; contract shall not exceed \$57,700. for 20 participants in 2 cycles of 15 weeks each (372 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title 3%.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

No: Council Member Tucker.

Absent: Council Member Branch.

7-R-dw.
(A.S.)

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Essex County College, Training, Inc., lowest responsible quote received, for Office Skills for the Computerized Workplace Training Program, Number PY 2-021-07, for period September 14, 1992 through June 30, 1993; contract shall not exceed \$209,220. for 60 participants in 2 cycles of 20 weeks each (600 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title 11A Adults and 11A Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

No: Council Member Tucker.

Absent: Council Member Branch.

7-R-dx.
(A.S.)

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Essex County College, lowest responsible quote received, for GED Preparation Training Program, Number PY 2-071-08, for period October 5, 1992 through June 30, 1993; contract shall not exceed \$133,000. for 50 participants in 2 cycles of 16 weeks each (240 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title 8%.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

No: Council Member Tucker.

Absent: Council Member Branch.

**7-R-dy.
(A.S.)**

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Newark Day Center, lowest responsible quote received, for Child Care/Teacher Aide Training Program, Number PY 2-011-03, for period August 17, 1992 through June 30, 1993; contract shall not exceed \$40,000. for 20 participants (55 years of age) in 2 cycles of 10 weeks each (250 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title 3%.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

No: Council Member Tucker.

Absent: Council Member Branch.

**7-R-dz.
(A.S.)**

Resolution authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Careerworks, Inc., lowest responsible quote received, for Building Maintenance Skills Training Program, Number PY 2-031-01, for period October 5, 1992 through June 30, 1993; contract shall not exceed \$62,800. for 20 participants in 1 cycle of 12 weeks (360 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title 11A Adults and 11A Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

No: Council Member Tucker.

Absent: Council Member Branch.

**7-R-ea.
(A.S.)**

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Special Audiences-New Jersey, Inc., lowest responsible quote received, for Employability Skills Training Program, Number PY 2-071-07, for period July 6, 1992 through June 30, 1993; contract shall not exceed \$93,322. for 15 participants in 1 cycle of 15 weeks (585 hours); source of funding-New Jersey Department of Labor, Employment and Training Administration, Title 11A Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

No: Council Member Tucker.

Absent: Council Member Branch.

**7-R-eb.
(A.S.)**

Resolution requesting the Attorney General and Essex County Prosecutor to investigate the incident between Council Member Tucker and Police Officer Jerome Ramsey.

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-ec.
(A.S.) Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$299,317.29, New Jersey Department of Transportation, Rehabilitation of Haynes Avenue Bridge Over Routes 1 & 9.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Rice, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-ed.
(A.S.) Temporary emergency resolution appropriating \$299,317.29, New Jersey Department of Transportation, Rehabilitation of Haynes Avenue Bridge.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Rice, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-ee.
(A.S.) Resolution authorizing Mayor and Business Administrator to enter into agreement with United States Department of Housing and Urban Development to receive and expend FY 1992 Community Development Block Grant funds. (\$12,637,000., including \$12,398,000. in FY 1992 entitlement funds, and \$239,000. in program income)**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Rice, Villani, President Bradley.

Absent: Council Member Branch.

**7-R-ef.
(A.S.) Resolution authorizing Director of Engineering to execute and enter into Memorandum of Understanding and Construction Management Agreement with New Community Corporation for development and/or construction of a Community Center at 66 Hayes Street. (City will contribute \$1.2 million from its capital budget for construction and NCC shall contribute \$600,000. for site preparation and related work.)**

A motion to defer action on the resolution and directing the City Clerk to place this item on a call of a special meeting to be held September 8, 1992 was made by Council Member Grant, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Rice, Villani, President Bradley.

Absent: Council Member Branch.

September 2, 1992

MOTIONS

7-M-a.

A MOTION RESPECTFULLY REQUESTING THAT THE SECRETARY OF HOUSING AND URBAN DEVELOPMENT CONSIDER MEETING WITH THE HAYES HOMES TENANTS ASSOCIATION TO ADVISE THEM OF THE VARIOUS FUNDING INITIATIVES THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT HAS AVAILABLE TO SUCH ORGANIZATIONS was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-b.

A MOTION REQUESTING THAT THE DEPARTMENT OF DEVELOPMENT INFORM PROPERTY OWNERS IN WRITING OF ANY PLANS THE ADMINISTRATION HAS TO ACQUIRE THEIR PROPERTY; FURTHER REQUESTING THAT THE ADMINISTRATION INFORM CONTIGUOUS PROPERTY OWNERS OF ANY PENDING SALES OF PRIVATE OR PUBLICLY OWNED PROPERTY was made by President Bradley, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-c.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. KENNETH WATKINS, SR., FATHER OF MR. KENNETH WATKINS, JR., AIDE TO COUNCILMAN GEORGE BRANCH was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-d.

A MOTION RECOGNIZING AND COMMENDING DR. MAE JEMISON AS NASA'S FIRST AFRICAN-AMERICAN FEMALE ASTRONAUT was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-e.

A MOTION URGING THE BUSH ADMINISTRATION AND THE NEW JERSEY CONGRESSIONAL DELEGATION TO HALT THE PLANNED FEDERAL FUNDING OF THE "VIOLENCE INITIATIVE" DEVELOPED BY THE NATIONAL INSTITUTE OF MENTAL HEALTH WHICH WOULD TARGET 100,000 INNER CITY YOUTHS FOR PSYCHIATRIC BEHAVIOR MODIFICATION AND GENETIC SCREENING was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

- 7-M-f.** **A MOTION RECOGNIZING AND COMMENDING MR. PHILIP THOMAS, ARTISTIC DIRECTOR OF NEWARK BASED CARTER G. WOODSON FOUNDATION, ON HIS APPOINTMENT AS DIRECTOR OF EDUCATION OF THE PLANNED NEW JERSEY PERFORMING ARTS CENTER IN NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-g.** **A MOTION SPONSORED EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOHN W. WEBB, JR., OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-h.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LEROY J. STATEN OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-i.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. KATHERINE 'KAY' HEYECK OF NEWARK AND FORMER FOOD SERVICE EMPLOYEE WITH THE NEWARK BOARD OF EDUCATION** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-j.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. KENNETH H. WILLIAMS, SR., OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-k.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CYNTHIA L. SMITH, OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-l.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROCCO VISCITO, SR. OF WARREN, A FORMER CITY OF NEWARK EMPLOYEE** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

- 7-M-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ROCKET DIXON OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH DA SILVA OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-o. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES THOMPSON, JR., OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ROSA E. HOOKS OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-q. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. HYMEN C. BARKIN OF AVENEL, FORMER PROPRIETOR OF HY'S DAIRY IN NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-r. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NORMAN DORCH OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-s. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LOUISE YOUNG OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

- 7-M-l.** **A MOTION EXPRESSING BEST WISHES FOR A SPEEDY RECOVERY TO MR. JOHN MAVILLA, MEMBER OF THE NEWARK ZONING BOARD AND BOARD MEMBER WITH THE NEWARK BOARD OF EDUCATION** was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-u.** **A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. JOSEPH ZIDZUNAS, SUPERINTENDENT OF PUBLIC BUILDINGS FOR THE CITY OF NEWARK** was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-v.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. TERESA FASANELLO** was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-w.** **A MOTION DIRECTING THE CITY CLERK TO REQUEST THE LAW DEPARTMENT TO PREPARE ORDINANCE TO AMEND THE TIRE SHOP ORDINANCE REQUIRING THE OWNERS OF SAME TO LIST THE SOURCES WHICH THEY HAVE FOR THE LEGAL DISPOSAL OF TIRES** was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-x.** **A MOTION URGING ALL COUNCIL MEMBERS AND NEWARK RESIDENTS TO BECOME INVOLVED IN THE "CLASSMATE PROGRAM"** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-y.** **A MOTION URGING ALL NEWARK RESIDENTS TO DONATE BOTTLED WATER, DISPOSABLE DIAPERS, NON-PERISHABLE FOOD, GENERATORS AND BATTERIES TO THE VICTIMS OF HURRICANE ANDREW** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

- 7-M-z.** **A MOTION OPPOSING THE CUTS THAT WERE MADE IN THE BUDGET FOR SUPPORT OF THE HOMELESS AND REQUESTING THAT THE REINSTITUTION OF THE 1% SALES TAX BE CONSIDERED TO FUND THIS IMPORTANT PROGRAM** was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-ba.** **A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR GRANT, DIRECTOR OF DEVELOPMENT DASHER AND DIRECTOR BANKER, ESSEX COUNTY IMPROVEMENT AUTHORITY, TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS REHABILITATING CITY-OWNED LOW-INCOME HOUSING** was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bb.** **A MOTION DIRECTING THAT THE CITY CLERK ONCE AGAIN REQUEST A WRITTEN RESPONSE FROM THE ADMINISTRATION ON THE DOLLAR AMOUNT THAT BLUE CROSS/BLUE SHIELD OF NEW JERSEY, INC. HAS PAID TOWARD THE ESTABLISHMENT OF THE COMMUNITY DEVELOPMENT GRANT FUND AS SET FORTH IN RESOLUTION 7-R-C (S-1), FEBRUARY 27, 1990** was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-bc.** **A MOTION REQUESTING THE BUSINESS ADMINISTRATOR TO SUBMIT A STATUS REPORT ON THE AMOUNT OF DOLLARS OWED TO THE CITY BY THE VARIOUS TOWING VENDORS** was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-bd.** **A MOTION WISHING FORMER NEWARK MAYOR KENNETH A. GIBSON, A MOST SPEEDY RECOVERY FROM HIS ILLNESS AND HOSPITAL CONFINEMENT** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-be.** **A MOTION THANKING THE MAYOR AND OTHER COUNCIL MEMBERS FOR SUPPORTING THE WHITNEY M. YOUNG CLASSIC IN THE PAST AND URGING SAME FOR THE SUPPORT OF THE CLASSIC TAKING PLACE AT THE MEADOWLANDS ON SEPTEMBER 12, 1992** was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

7-M-bf.

A MOTION INVITING ALL COUNCIL MEMBERS AND THE CITIZENS OF THE CITY OF NEWARK TO COUNCIL MEMBER HARRIS' ANNUAL PICNIC TO BE HELD ON SEPTEMBER 5, 1992 was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-bg.

A MOTION REQUESTING THAT THE ADMINISTRATION HAVE THE DISTRIBUTION AND POSTING OF HANDBILLS STOPPED WHERE SUCH DISTRIBUTION AND POSTING IS IN VIOLATION OF CITY ORDINANCES was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-bh.

A MOTION RESPECTFULLY REQUESTING THE NEWARK POLICE DIRECTOR TO SUBMIT A LIST OF THE NUMBER OF SUMMONSES ISSUED BY POLICE OFFICERS DURING 1992 FOR THE FOLLOWING CATEGORIES: RECKLESS DRIVING, DRIVING WITHOUT A LICENSE, DRIVING WITHOUT AN INSURANCE IDENTIFICATION CARD AND GOING THROUGH TRAFFIC LIGHTS, PARTICULARLY AS IT RELATES TO STOLEN AUTOMOBILES was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-bi.

A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING HAVE THE VACANT LOTS CLEANED ON WEST END AVENUE, NORWOOD STREET, BROOKDALE AVENUE AND LINDSEY AVENUE was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-bj.

A MOTION REQUESTING THAT THE DEPARTMENT OF LAND USE CONTROL SUBMIT A SUMMARY REPORT ON THE NUMBER OF SUMMONSES ISSUED TO BUSINESS OWNERS IN THE AREAS OF SOUTH ORANGE AVENUE AND 18TH AVENUE FOR FAILURE TO SWEEP IN FRONT OF THEIR PROPERTY AS WELL AS FOR PLACING GOODS IN FRONT OF THE PREMISES WHICH CONSTITUTES VIOLATIONS OF LOCAL ORDINANCES was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-bk.

A MOTION RESPECTFULLY REQUESTING THAT THE DEPARTMENT OF ENGINEERING CONTACT PUBLIC SERVICE ELECTRIC & GAS COMPANY (PSE&G) TO INSTALL A STREET LIGHT IN THE AREA OF 24-26 ALEXANDER STREET IN NEWARK was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-bl.

A MOTION REQUESTING THAT THE ADMINISTRATION DETERMINE WHO IS RESPONSIBLE FOR THE DUMPING OF ABANDONED VEHICLES AND OTHER DEBRIS ON SOUTH 12TH STREET ACROSS FROM THE CEMETERY was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-bm.

A MOTION DIRECTING THE CITY CLERK TO ESTABLISH A DATE FOR THE COUNCIL COMMUNICATION COMMITTEE MEETING was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-bn.

A MOTION URGING THE FORMULATION OF A COUNCIL OF ELDERS OR A RECREATION TASK FORCE, TO OPEN TWO LOCATIONS WITHIN THE CITY THAT WILL PROVIDE RECREATIONAL ACTIVITIES FOR YOUTH THROUGH 12 MIDNIGHT, FIVE DAYS A WEEK was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-bo.

A MOTION REQUESTING THAT THE ADMINISTRATION PROVIDE THE GOVERNING BODY WITH A DETAILED WRITTEN REPORT LISTING THE REGIONAL CONTRIBUTION AGREEMENT (RCA) FUNDS ADMINISTERED BY THE CITY was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-bp.

A MOTION RESPECTFULLY REQUESTING THE POLICE DIRECTOR COORDINATE EFFORTS WITH STATE AND COUNTY LAW ENFORCEMENT AGENCIES TO CONDUCT EXTERNAL INVESTIGATIONS OF SHOOTING INCIDENCES INVOLVING NEWARK POLICE OFFICERS was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

7-M-bq.

A MOTION REQUESTING THE NEWARK BOARD OF EDUCATION AND THE CITY OF NEWARK TO MAKE RECREATION A PRIORITY FOR YOUNG PEOPLE was made by Council Member Villani, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Carrino.

Absent: Council Member Branch.

- 7-M-br.** **A MOTION REQUESTING THAT SUPERINTENDENT OF SCHOOLS CAMPBELL MOVE FORTHWITH IN ALLEVIATING THE PROBLEM OF EXCESSIVE LIGHTING AT LINCOLN SCHOOL WELL INTO THE NIGHT, WHICH HAS ATTRACTED UNWANTED, CRIMINAL ACTIVITIES IN THE VICINITY OF THE SCHOOL AND WITHIN THE NEIGHBORHOOD** was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-bs.** **A MOTION REQUESTING THE POLICE DIRECTOR AND STAFF IMPLEMENT A PLAN AS TO THE FEASIBILITY OF ESTABLISHING A MINI-PRECINCT IN THE UPPER CLINTON HILL SECTION ON CLINTON OR AVON AVENUES; AND/OR IN THE VICINITY OF SOUTH 17TH STREET** was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-bt-1.** **A MOTION REQUESTING THAT SYMPHONY HALL BE RESERVED FOR JANUARY 15, 1993 WHICH WILL BE THE BIRTHDAY OF THE LATE DR. MARTIN LUTHER KING JR.** was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.
- 7-M-bt-2.** **A MOTION RESPECTFULLY REQUESTING THE ADMINISTRATION'S ASSISTANCE IN RE-ESTABLISHING THE DR. MARTIN LUTHER KING AD-HOC COMMITTEE TO BEGIN PREPARATION AND PLANNING FOR DR. KING'S BIRTHDAY CELEBRATION ON JANUARY 15, 1993** was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Branch.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a.** The City Clerk presented Communication from Acting Business Administrator Hollar-Gregory, received August 13, 1992, enclosing proposed, "Ordinance amending Title 24, Transportation, Chapter 1, Taxicabs, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (By revising the rules and regulations per the operation of taxicabs)"
(Amends requirements for vehicle inspection, front seat restrictions, personal appearance of taxicab drivers, lost articles, removal of taxicabs and definition of group riding)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 16, 1992 Agenda for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Branch.

8-b.

The City Clerk presented Proposed "Ordinance amending Section 23:5-14, Parking by Permit Only In Designated Areas, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, establishing a parking by permit only area on Humboldt Street, further rescinding Ordinance 6-Ph, S & F-1, adopted at September 2, 1992." (West Ward)

(Humboldt Street, east side from West Market Street to Orange Street only between the hours of 5:00 P.M. - 10:00 P.M., Monday through Sunday)

(Copy of ordinance submitted to each Member of the Council)

(Does not require approval of Department of Transportation)

A motion directing the City Clerk to place this ordinance on the September 16, 1992 Agenda for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Branch.

8-c.

The City Clerk presented Communication from Business Administrator Grant, received August 19, 1992, enclosing proposed, "Ordinance authorizing the execution of a lease between Tyrone Lucius, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 1009 Bergen Street, Block 3664, Lots 1 & 2, for the sum of \$3,731.64 per year for a period of one (1) year."

(For purpose of maintaining a mini-precinct in the South Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 16, 1992 Agenda for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Branch.

8-d.

The City Clerk presented Proposed, "Ordinance to amend Title 16A, Land Use Procedures; Chapter 2, Board of Adjustment; Section 5, Powers and Duties, of the Revised Ordinances of the City of Newark, 1966, as amended to create a new subsection (h) to allow inspections prior to the granting of a variance."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 16, 1992 Agenda for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Branch.

8-e.

The City Clerk presented Communication from Acting Business Administrator Hollar-Gregory, received August 19, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey,' (6-S & F-bf), adopted November 22, 1966. (To institute the title of Firefighter Bilingual in Spanish and English in the Department of Fire)."

(Firefighter Bilingual in	(0)	8/31/92	\$30,802.72
Spanish and English			32,484.18
(42 Hours)			35,190.21
			36,748.57
			38,326.21)

(Instituting new title in Department of Fire which more appropriately describe duties and responsibilities of employees currently serving in old titles. No salary change and no net increase in head-count.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance and directing the City Clerk to place this legislation on a Special Meeting to be called for Tuesday, September 8, 1992, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room/Council Chamber, City Hall; further directing the City Clerk to invite Business Administrator Grant, Director of Fire Kossup and Personnel Officer D'Auria to meet with the Council at its special pre-meeting conference, September 8, 1992 to discuss this matter was made by Council Member Carrino, seconded by President Bradley and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Branch.

8-f.

The City Clerk presented Proposed, "Ordinance amending Ordinance 6-S & F-j, adopted September 20, 1989, authorizing the execution of a lease agreement between the City of Newark, Lessor, and the Vindicate Society, Inc., Lessee, for the letting of premises commonly known as 32 Central Avenue, Newark, New Jersey, (Block 20, Lot 1), for the sum of one dollar (\$1.00) per year for the period commencing on August 16, 1990 and expiring on August 15, 1993, by extending the lease agreement for an additional five (5) years commencing August 15, 1993 to August 14, 1998." (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 16, 1992 Agenda for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Branch.

8-g.

The City Clerk presented Proposed, "Ordinance amending Title 15, Housing, Chapter 4, Dwellings; Responsibility of Owner and Operator for General Maintenance; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding a new Article 12, requiring owners of multiple dwelling units to have a superintendent available on the premises at all times)."

(3 or more apartments)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 16, 1992 Agenda for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Branch.

8-h.

The City Clerk presented Communication from Business Administrator Grant, received August 25, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e), adopted May 16, 1979, as amended and supplemented (To institute certain position titles and abolish others in the Department of General Services)."

(Instituting five titles and abolishing three)

(Instituting 5 new titles and abolishing 3 in Department of General Services to more appropriately describe duties and responsibilities of employee serving in old titles. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 16, 1992 Agenda for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Branch.

8-i.

The City Clerk presented Communication from Acting Business Administrator Hollar-Gregory, received August 25, 1992, enclosing proposed, "Ordinance to amend Ordinance 6-S & F-a (S), January 29, 1991, granting a five (5) year tax abatement to Hartz Enterprises II Urban Renewal Associates, L.P., for a commercial improvement erected on premises located at 943-977 Raymond Boulevard to reflect the correct block and lot designation."

(To reflect the complete and correct block and lot designations as Block 169 and the parking garage portion of Lot 39 and Block 170, Lot 13.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the September 16, 1992 Agenda for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Branch.

8-j.
(A.S.)

Communication from Business Administrator Grant, received September 1, 1992, enclosing proposed, "Ordinance of the City of Newark in the County of Essex, State of New Jersey authorizing the execution and delivery of a ground lease agreement with the Essex County Improvement Authority in connection with the issuance by the Authority of its Capital Equipment and Property and Infra-structure Program Local Unit Guaranteed Lease Revenue Bonds, Series 1992 to finance the municipality's participation in the Authority's 1992 Capital Equipment and Property and Infra-structure Leasing Program."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-i (A.S.), on page 8 in the minutes of this meeting.)

8-k.
(A.S.)

Proposed, "Ordinance prohibiting the performance of Notary Public functions of City employees during working hours with the exception of those performing this service."

(For action on this item, see Ordinance 6-F-j (A.S.), on page 9 in the minutes of this meeting.)

September 2, 1992

- 8-l.
(A.S.) Proposed, "Ordinance amending Title 27:3-54 of Article II, "Third Industrial District Regulations," Chapter 3, Title 27, Zoning of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to permit facilities which provide residential congregate living arrangements.

(For action on this item, see Ordinance 6-F-k (A.S.), on page 9 in the minutes of this meeting.)

- 8-m.
(A.S.) Proposed, "Ordinance amending Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to prohibit facilities for the treatment of persons with communicable diseases, not located in an established hospital within Fourth Residence, and First Industrial Districts, and to eliminate the conditional use requirement for such facilities.

(For action on this item, see Ordinance 6-F-l (A.S.), on pages 9 & 10 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

None.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from July 29, 1992 to August 24, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Immaculate Conception Church	10561
Ms. Civic Association	10584
Babyland Nursery, Inc.	10585
Society of the Holy Rosary of Saint Francis	
Xavier Church	10718
Saint James Roman Catholic Church	10721
Saint Lucy's Roman Catholic Church	10725
Polish Falcons of America	10736

RAFFLE LICENSES:

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Queen of Angels Parents, Teachers Association	10780
Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of New Jersey, Inc.	10722
Sacred Heart Church	10723
Saint Lucy's Roman Catholic Church	10724
Hopewell Baptist Church	10726
Parent Association of Saint Benedict Elementary School	10727
Hopewell Baptist Church	10728
Saint Mary of the Immaculate Conception	10729
United Hospitals Medical Center	10733
Polish Falcons of America	10735

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Carrino.
Absent: Council Member Branch.

- 11-b. A motion to ratify street dedication was made by the Council of the Whole.

Hudson Street between Orange Street and Sussex Avenue - Reverend Arthur W. Jones (Deceased).

The motion was adopted by the following votes:
Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Carrino.
Absent: Council Member Branch.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Carrino.
Absent: Council Member Branch.

September 2, 1992

This meeting adjourned at 5:45 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, September 8, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 2:00 P.M.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker,
President Bradley, City Clerk Robert P. Marasco, Clerk of the Council.
Absent: Council Members Carrino, Villani.

City Clerk Marasco read letter dated September 4, 1992, from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Tuesday, September 8, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider the following legislation:

- 1) Lambert & Associates - \$ 30,000.
- 2) RMS Technologies, Inc. - \$363,000.
- 3) Change Order to the Facility Management Operation Contract
No. 64757 with RMS Technologies, Inc. - \$35,000.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying the Newark Star Ledger and The Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on September 4, 1992, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a (S-1)

Resolution authorizing Business Administrator to execute Change Order with R.M.S. Technologies, Inc., Marlton, New Jersey, in amount not to exceed \$35,000., to provide four Senior Level Data Entry Operators to provide data entry work for Court Administrator's Office, entry data transactions using the Court's AS/400 system, to change approximately 320,000 Traffic Summons to warrants, for 30 days commencing September 14, 1992 through December 13, 1992. (Amended contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.A.C. 5:34-4) (Resolution 7-R-by, July 3, 1991, contract with R.M.S., for a Facility Management Operation, for period July 1, 1991 through June 30, 1994, in amount of \$5,779,752.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Martinez, Rice, Tucker, President Bradley.
Not Voting: Council Members Harris.
Absent: Council Members Carrino, Villani.

7-R-b (S-1)

Resolution authorizing Director of Finance to enter into contract with RMS Technologies, 5 Eves Drive, Evesham Corporate, Marlton, New Jersey 08053, to provide system applications that ensure qualitative and quantitative data collection resulting in production of management reports for the Welfare Division, for period September 14, 1992 through and upon satisfactory completion and approval but not beyond February 28, 1993, for total amount not to exceed \$363,000.; funds encumbered from capital budget for Division of Welfare. (Contract awarded without competitive bidding pursuant to N.J.A.C. 5:34-2.1 et seq. as an Extraordinary, Unspecifiable Service)

(Copy of resolution and correspondence submitted to each Member of the Council)

September 8, 1992

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Martinez, Rice, Tucker, President Bradley.

Not Voting: Council Members Harris.

Absent: Council Members Carrino, Villani.

7-R-c (S-1)

Resolution authorizing Director of Finance to enter into contract with Lambert & Associates, 485 Page Terrace, South Orange, New Jersey, for Project Management for Installation of the Automated Welfare System, for period September 14, 1992 through and upon satisfactory completion and approval but not beyond February 28, 1993, for total amount not to exceed \$30,000.; funds encumbered from capital budget for Division of Welfare. (Contract awarded without competitive bidding pursuant to N.J.A.C. 5:34-2.1 et seq. as an Extraordinary, Unspecifiable Service)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Villani.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Villani.

This meeting adjourned at 2:05 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, September 8, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 2:07 P.M.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, President Bradley, City Clerk Robert P. Marasco, Clerk of the Council.
Absent: Council Members Carrino, Villani.

City Clerk Marasco read letter dated September 3, 1992, from the Honorable Donald Bradley, President of the Municipal Council, calling a special meeting of the Municipal Council for Tuesday, September 8, 1992, at 10:30 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, New Jersey, to consider the following legislation:

Resolution ratifying and authorizing Business Administrator to enter into contract with Lisbon Cleaning Inc., 350 Adams Street, Newark, New Jersey, 07105, lowest responsible bidder, to provide Janitorial Maintenance Services, for period July 20, 1992 to July 19, 1993.....(7-R-a, deferred September 2, 1992)

Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$2,653.137. (7-R-d1, deferred September 2, 1992)

Resolution authorizing Director of Engineering to execute and enter into Memorandum of Understanding and Construction Management Agreement with New Community Corporation for development and/or construction of a Community Center at 66 Hayes Street. (City will contribute \$1.2 million from its capital budget for construction and NCC shall contribute \$600,000. for site preparation and related work) (7-R-ef, deferred September 2, 1992)

Ordinance to amend an ordinance entitled, "An ordinance instituting certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey", (6-S & F-bf) adopted November 22, 1966. (To institute the title of Firefighter Bilingual in Spanish and English in the Department of Fire). (8-e, deferred September 2, 1992)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying the Newark Star Ledger and The Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on September 3, 1992, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a (S-2)

Resolution ratifying and authorizing Business Administrator to enter into contract with Lisbon Cleaning Inc., 350 Adams Street, Newark, New Jersey 07105, lowest responsible bidder, to provide Janitorial Maintenance Services, for period July 20, 1992 to July 19, 1993; contract shall not exceed \$625,000.; \$104,000. encumbered in 1992 temporary budget of Division of Public Buildings; balance of funds for 1992 will be certified upon adoption of 1992 budget; 1993 expenditures contingent upon appropriation of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 8, 1992

A motion to defer action on the resolution awaiting a report from the Corporation Counsel was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Villani.

7-R-b (S-2)

Resolution establishing Temporary Appropriation for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility; totalling \$2,653,137.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, President Bradley.

No: Council Member Martinez.

Absent: Council Members Carrino, Villani.

7-R-c (S-2)

Resolution authorizing Director of Engineering to execute and enter into Memorandum of Understanding and Construction Management Agreement with New Community Corporation for development and/or construction of a Community Center at 66 Hayes Street. (City will contribute \$1.2 million from its capital budget for construction and NCC shall contribute \$600,000. for site preparation and related work)

(Copy of resolution and correspondence submitted to each Member of the Council)

A lengthy discussion was held by the Municipal Council.

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant, Engineering Director Zach and New Community Corporation Development Director Codey to meet with the Municipal Council at its September 15, 1992 pre-meeting conference was made by Council Member Tucker, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Villani.

PENDING BUSINESS ON THE AGENDA.

9-a (S-2)

The City Clerk presented Communication from Acting Business Administrator Hollar-Gregory, received August 19, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey,' (6-S & F-bf), adopted November 22, 1966. (To institute the title of Firefighter Bilingual in Spanish and English in the Department of Fire)."

(Firefighter Bilingual in	(0)	8/31/92	\$30,802.72
Spanish and English			32,484.18
(42 Hours)			35,190.21
			36,748.57
			38,326.21)

(Instituting title in Department of Fire which more approximately describe duties and responsibilities of employees currently serving in old titles. No salary change and no net increase in head-count)

(Copy of ordinance and correspondence submitted to each Member of the Council)

September 8, 1992

A motion to defer action on the ordinance and directing the City Clerk to invite Business Administrator Grant, Fire Director Kossup and Personnel Officer D'Auria to meet with the Municipal Council at its September 15, 1992 pre-meeting conference was made by Council Member Rice, seconded by Council Member Martinez and adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Villani.

ADJOURNMENT.

12-a (S-2) A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Villani.

This meeting adjourned at 2:15 P.M.

APPROVED



Robert P. Marasco
City Clerk



Donald Bradley
President



Newark, New Jersey, September 15, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date, in the Council Conference Room, Room 304, Third Floor, City Hall, Newark, New Jersey, at 12:40 P. M.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley, Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Member Branch.

City Clerk Marasco read letter dated September 11, 1992, calling a meeting to introduce the amendments to the 1992 Local Municipal Budget of the City of Newark and to consider any other related actions deemed necessary.

The City Clerk stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, and by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was disseminated on September 11, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a.(S) Resolution amending the Budget for the Year 1992 as approved May 19, 1992.

City Clerk Marasco read the following:

WHEREAS, the Local Municipal Budget for the Year 1992 was approved on the 19th day of May, 1992; and

and WHEREAS, the public hearing on said budget has been held as advertised;

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex, that the following amendments to the approved budget of 1992 be made:

<u>GENERAL REVENUES:</u>	<u>FROM</u>	<u>TO</u>
Summary of Revenues		
3. Miscellaneous Revenues:		
Total Section A: Local Revenues	88,225,300.00	88,430,800.00
Total Section B: State Aid Without Offsetting Appropriations	107,873,689.00	109,281,714.00
Total Section D: Department of Community Affairs Revenues Offset with Appropriations	2,554,663.00	4,693,781.00
Total Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - State and Federal Revenues	12,373,852.00	52,373,429.27
Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items	57,082,739.00	54,247,312.00
Total Miscellaneous Revenues	268,724,468.00	309,640,261.27

September 15, 1992

GENERAL REVENUES: (Continued)
Summary of Revenues (Continued)

4.	Receipts from Delinquent Taxes	20,864,000.00	17,964,000.00
5.	Subtotal General Revenues (Items 1, 2, 3 and 4)	289,588,468.00	327,604,261.27
6.	Amount to be Raised by Taxes for Support of Municipal Budget:		
	a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	102,754,809.94	90,960,718.00
	Total Amount to be Raised by Taxes for Support of Municipal Budget	102,754,809.94	90,960,718.00
(H-1)	Total General Appropriations for Municipal Purposes within "CAPS"	233,607,381.29	253,273,853.15
(H-2)	Total General Appropriations for Municipal Purposes Excluded from "CAPS"	110,469,044.65	118,815,508.27
(O)	Total General Appropriations-Excluded from "CAPS"	120,042,896.65	128,389,360.27
(L)	Subtotal General Appropriations (Items (H01) and (O))	353,650,277.94	381,663,213.42
(M)	Reserve for Uncollected Taxes	38,693,000.00	36,901,765.85
9.	Total General Appropriations	392,343,277.94	418,564,979.27
10.	DEDICATED REVENUES FROM WATER UTILITY		
	Total Water Utility Revenues	36,909,791.50	38,783,884.38
	TOTAL WATER UTILITY APPROPRIATIONS	36,909,791.50	38,783,884.38

BE IT FURTHER RESOLVED, that three copies of this resolution be filed forthwith in the Office of the Director, Division of Local Government Services for his certification of the 1992 Local Municipal Budget as amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S. 40A:4-9, be published in The Star Ledger, September 25, 1992, and that said publication contain notice of public hearing on said amendments to be held in the Newark City Hall, Council Conference Room, Room 304/Council Chamber, Second Floor, on September 29, 1992, at 11:00 A. M.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the Governing Body on the 15th day of September, 1992.

A motion to adopt the resolution was made by Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.


ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

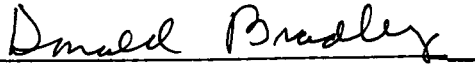
This meeting adjourned at 12:48 P. M.

September 15, 1992

APPROVED:

A handwritten signature in cursive script, reading "Robert P. Marasco", written over a horizontal line.

Robert P. Marasco
City Clerk

A handwritten signature in cursive script, reading "Donald Bradley", written over a horizontal line.

Donald Bradley
President

Newark, New Jersey, September, 16 , 1992

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 7:28 P.M.

The audience rose for the National Anthem.

The Invocation was offered by Honorable Ralph T. Grant, Jr., Council Member-at-Large.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Siobhan Teare, Public Relations Consultants Delores Wheat, Lois Redisch and Harold Edwards, Intergovernmental Liaison Joseph Bradley and Lieutenant William Burgess and Detective Joseph Towe, Sergeants-At-Arms.

Absent: Council Member Branch.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and the Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on September 11, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held July 16, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

4-b.

The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held July 17, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

September 16, 1992

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held July 17, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

- 4-d. The City Clerk presented **Report of Contracts Awarded, as recommended by Acting Purchasing Agent and approved by Business Administrator, for month of August, 1992.**

A motion to approve "Report of Contracts Awarded", as recommended by Purchasing Agent and approved by Business Administrator for month of August, 1992, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council for Glamir Travel, \$33,953., Air Transportation/Birmingham, Alabama, and approval of resolution on Agenda of September 16, 1992: Bluecraft Construction Three's Company Painting, \$25,000., Painting Services was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

BOARD OF ADJUSTMENT APPEAL.

- A-1. The City Clerk read **in the Matter of Application of Philip Hellriegel, Applicant and Owner, to Permit in a 2nd Industrial Zone, the sale of cars, trucks and trailers which is permitted by conditional use only, and steel tubing storage which is not a permitted use on property located at 2-34 Brill Street, Newark, New Jersey.**

(East Ward)

(Copy of transcript submitted to each Member of the Council)

(Board of Adjustment hearing held July 15, 1992)

(Transcript filed August 18, 1992)

The Board of Adjustment at its regular meeting held July 15, 1992, approved the application by 5 ayes, 1 nay and 1 abstention.

An appeal in this matter was filed in the Office of the City Clerk on August 7, 1992 by The Fleming Avenue/Brill Street/Christie Street/Richard Street Neighborhood Committee.

The transcript in connection with this matter was received on August 18, 1992, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On August 19, 1992, the City Clerk notified the applicant, the applicant's attorney and the appellants that an appeal in this matter would be heard by the Municipal Council at their regular meeting September 16, 1992, at 7:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

September 16, 1992

President Bradley stated we will now hear oral argument on the appeal from the decision of the Board of Adjustment in the matter of application of Philip Hellriegel, applicant and owner, to permit in a 2ND Industrial Zone, the sale of cars, trucks and trailers which is permitted by conditional use only, and steel tubing storage which is not a permitted use on property located at 2-34 Brill Street, Newark, New Jersey. We may hear argument only from the parties to the appeal, that is the person or persons who filed the appeal and the one who was granted the variance. Either party may be represented by an attorney. No testimony will be heard by the Municipal Council, only argument based on the record made before the Board of Adjustment. For the benefit of the parties who are not represented by an attorney, that means that they may state the reasons for their position on the variance and they may point to testimony before the Board to support their position. However, they cannot bring in new testimony or other evidence.

This is the time and place for the appeal to commence.

No one appearing.

City Clerk Marasco stated since Council wasn't in receipt of all relevant information on this application, he suggested this matter be deferred until the October 7, 1992 meeting.

A motion to defer action on the application was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bradley called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting Oriental Street as a One-Way Street.**

(North Ward)

(Oriental Street:

Eastbound, from Broadway to McCarter Highway)

(Copy of ordinance and correspondence submitted to each

Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Tucker

Absent: Council Member Branch.

6-F-b.

The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Edison Place as a One-Way Street. (East Ward)**

(Deleting:

Edison Place

Eastbound, from Broad Street to N.J. Railroad Avenue.

Adding:

Edison Place

Eastbound, from Broad Street to Mulberry Street,

Eastbound, beginning 250 feet east of the easterly curbline of Mulberry Street to N.J. Railroad Avenue.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Branch.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

7-M-a.

A MOTION URGING NEW JERSEY GOVERNOR JIM FLORIO NOT TO REOPEN THE LIST OF CANDIDATES TO REPLACE ACTING ESSEX COUNTY PROSECUTOR JAMES MULVIHILL AND FURTHER ENCOURAGING THE APPOINTMENT OF THE HONORABLE CLAUDE COLEMAN OR THE HONORABLE CLIFFORD MINOR TO THE POSITION SINCE BOTH ARE PROVEN ABLE ADMINISTRATORS AND MUNICIPAL COURT JUDGES was made by Council Member Rice,

seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

Absent: Council Member Branch.

6-F-c.

The City Clerk read **An ordinance to create a "Water/Sewerage Utility" in the City of Newark, in the County of Essex, State of New Jersey, and to authorize rules and regulations to carry out the objective and purposes thereof.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Rice, Villani, President Bradley.

Absent: Council Member Branch.

September 16, 1992

6-F-d.

The City Clerk read **An ordinance establishing with the Office of the Mayor and in Chapter 2 of the Revised Ordinance of the City of Newark a Water and Sewer Commission.**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Rice, Villani, President Bradley.

Absent: Council Member Branch.

Council Member Tucker, through the Chair, directed the City Clerk to communicate with Business Administrator Grant and Corporation Counsel Hollar-Gregory requesting they forward to the Municipal Council a date certain as to when this job will be completed.

Council Member Rice excused himself from the meeting at 7:45 P.M. due to a live taping with New Jersey Network to discuss the auto theft issue within the City of Newark.

6-F-e.

The City Clerk read **An ordinance amending Title 24, Transportation, Chapter 1, Taxicabs, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (By revising the rules and regulations per the operation of taxicabs)**

(Amends requirements for vehicle inspection, front seat restrictions, personal appearance of taxicab drivers, lost articles, removal of taxicabs and definition of group riding)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

6-F-f.

The City Clerk read **An ordinance amending Section 23:5-14, Parking by Permit Only in Designated Areas, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, establishing a parking by permit only area on Humboldt Street; further, rescinding Ordinance 6-S & F-t, adopted September 2, 1992. (West Ward)**

(Humboldt Street, east side from West Market Street to Orange Street only between the hours of 5:00 P.M. - 10:00 P.M., Monday through Sunday)

(Copy of ordinance submitted to each Member of the Council)
(Does not require approval of Department of Transportation)

September 16, 1992

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

Absent During Roll Call: Council Member Grant.

President Bradley: The yeses are six, the noes are none, two absent and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

6-F-g.

The City Clerk read **An ordinance authorizing the execution of a lease between Tyrone Lucius, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 1009 Bergen Street, Block 3664, Lots 1 & 2, for the sum of \$3,731.64 per year for a period of one (1) year.**

(For purpose of maintaining a mini-precinct in the South Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

Absent During Roll Call: Council Member Grant.

President Bradley: The yeses are six, the noes are none, two absent and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

6-F-h.

The City Clerk read **An ordinance to amend Title 16A, Land Use Procedures; Chapter 2, Board of Adjustment; Section 5, Powers and Duties, of the Revised Ordinances of the City of Newark, 1966, as amended to create a new subsection (h) to allow inspections prior to the granting of a variance.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none, and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

6-F-I.

The City Clerk read An ordinance amending Ordinance 6-S & adopted September 20, 1989, authorizing the execution of a lease agreement between the City of Newark, Lessor, and the Vindice Society, Inc., Lessee, for the letting of premises commonly known as 32 Central Avenue, Newark, New Jersey, (Block 20, Lot 1), for the sum of one dollar (\$1.00) per year for the period commencing on August 16, 1990 and expiring on August 15, 1993, by extending the lease agreement for an additional five (5) years commencing August 15, 1993 to August 14, 1998. (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeases are seven, the noes are none, and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

6-F-J.

The City Clerk read An ordinance amending Title 15, Housing Chapter 4, Dwellings; Responsibility of Owner and Operator for General Maintenance; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding a new Article 12, requiring owners of multiple dwelling units to have a superintendent available on the premises at all times).

(3 or more apartments)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeases are seven, the noes are none, and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

Council Member Harris requested his vote be changed from the affirmative to not voting.

Council Members Grant and Villani requested their votes be changed from the affirmative to the negative.

September 16, 1992

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Martinez and failed of adoption by the following votes:

Yes: Council Members Carrino, Martinez, Tucker,
President Bradley.

No: Council Members Grant, Villani.

Not Voting: Council Member Harris.

Absent: Council Members Branch, Rice.

A motion to defer action on the ordinance was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker,
Villani, President Bradley.

Absent: Council Members Branch, Rice.

Council Member Tucker, through the Chair, directed the City Clerk to invite Business Administrator Grant and Corporation Counsel Hollar-Gregory to meet with the Council at its October 6, 1992, pre-meeting conference to discuss this ordinance.

6-F-k.

The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of General Services and establishing salaries therefor," (6-S & F-e), adopted May 16, 1979, as amended and supplemented (To institute certain position titles and abolish others in the Department of General Services).**

(Instituting 5 titles and abolishing 3 in Department of General Services to more appropriately describe duties and responsibilities of employee serving in old titles. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker,
Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none, and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

6-F-l.

The City Clerk read **An ordinance to amend Ordinance 6-S & F-a (S), January 29, 1991, granting a five (5) year tax abatement to Hartz Enterprises II Urban Renewal Associates, L.P., for a commercial improvement erected on premises located at 943-977 Raymond Boulevard to reflect the correct block and lot designation. (East Ward)**

(To reflect the complete and correct block and lot designations as Block 169 and the parking garage portion of Lot 39 and Block 170, Lot 13.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

September 16, 1992

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none, and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

A motion to consider Item 8-a, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

6-F-m.

The City Clerk read An ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation to execute an easement agreement between the City of Newark and Harvey F. Gerber, Jr. of 102 Boggs Hill Road, Newton, Connecticut, for the purpose of allowing him driveway access to his property (Block 16507, Lot 3, in West Milford Township, County of Passaic, State of New Jersey) in compliance with West Milford Township Zoning requirements.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

A motion to consider Item 8-c, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

September 16, 1992

6-F-n.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (to institute the titles of Clinical Psychologist, Part-time and Psychiatric Social Worker, Part-time in the Department of Health and Human Services).

(Clinical Psychologist,
Part-time 1 10/1/92 \$60,640.00 - \$60,640.00
20 Hours

Psychiatric Social Worker,
Part-time 1 10/1/92 11,947.50 - 11,947.50
(15 Hours))

(Ordinance instituting titles in Department of Health and Human Services to utilize funds from New Jersey Department of Human Services, Division of Mental Health and Hospitals. Positions are grant funded. Represented by Newark Council #21, Civil Service Association.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

At a later time in the meeting, after Ordinance 6-Ph, S & F-j, Council Member Harris requested his vote be changed from the affirmative to the negative.

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Tucker, Villani, President Bradley.

No: Council Member Harris.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are six, the noes are one and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

A motion to consider Item 8-d (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

September 16, 1992

6-F-o.
(A.S.)

The City Clerk read An ordinance to amend Ordinance 6-S & F-g, dated May 6, 1992 to reflect that the exchange and conveyance of 212 Elizabeth Avenue, Block 261, Lot 1 was made pursuant to N.J.S.A. 40A:12-21(b) and that a redevelopment contract is authorized to embody the terms of the redevelopment pursuant to this statute. (Guyton Callahan American Legion Post).

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

A motion to consider Item 8-g (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

6-F-p.
(A.S.)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting a position in the Office of the City Clerk and establishing salary therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented (To institute the title of Building Maintenance Worker, in the Office of the City Clerk).

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

A motion to consider Item 8-h (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

September 16, 1992

6-F-q.
(A.S.)

The City Clerk read A Bond Ordinance providing a supplemental appropriation for the construction, reconstruction, and renovations to the City Archives, 295 Halsey Street, Newark, New Jersey, and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey.

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

After Ordinance 6-Ph, S & F-f, a motion to consider Item 9-a on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

6-F-r.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees in the Fire Department of the City of Newark, New Jersey," (6-S & F-bf), adopted November 22, 1966. (To institute the title of Firefighter Bilingual in Spanish and English in the Department of Fire).

(Firefighter Bilingual in	(0)	8/31/92	\$30,802.72
Spanish and English			32,484.18
(42 Hours)			35,190.21
			36,748.57
			38,326.21)

(Instituting title in Department of Fire which more appropriately describes duties and responsibilities of employees currently serving in old titles. No salary change and no net increase in head-count.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 7, 1992.

September 16, 1992

Council Member Carrino requested Personnel Officer D'Auria's letter be placed in the minutes of this meeting.

This will clarify the need for the ordination of the title "Firefighter, Bilingual in Spanish and English" in the Department of Fire.

The City is in error by carrying 7 affected Fire employees in the title of Firefighter for twelve years when they have been permanent Firefighters, Bilingual in Spanish and English since 7-21-80.

The City must ordain the title to recognize these 7 persons who were permanently appointed to the title on 7-21-80 from a civil service certification for Firefighter, Bilingual in Spanish and English. It was recently learned that the New Jersey Department of Personnel's records indicate the 7 are serving as permanent Firefighters, Bilingual in Spanish and English because they had been appointed from that civil service certification. City records must be consistent with State records.

Moreover, these 7 Fire employees should not have to jeopardize permanency in their titles due to the City's bureaucratic oversight failing to officially ordain the title Firefighter, Bilingual in Spanish and English for the Department of Fire in 1980.

It was former Fire Director Caufield who saw a need for Bilingual Firefighters to assist Newark's population at the time and initiated a request that an open competitive examination be held for Firefighter Bilingual in Spanish and English. The current Fire Director maintains the same position.

There is no adverse financial impact in creating this title because the salary range is the same as Firefighter and there is no increase in head count.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977 and amendments thereto (To institute the title of Senior Account Clerk, Typing in the Department of Police).

(Instituting title in Police Department which more appropriately describes duties and responsibilities of employee currently serving in title of Police Records Clerk Typing. Old title is common title. Fiscal impact approximately \$1,000. Represented by Newark Council No. 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance instituting position titles in the Department of Police (Non-Uniformed) and establishing salaries therefor," (6S&FK) adopted May 4, 1977, as amended and supplemented be amended to institute the following title:

POSITION

Senior Account Clerk, Typing	1/1/92	\$17,069.52 - \$20,369.93
3168 (35 Hrs.)	1/1/93	17,752.30 - 21,184.73
	1/1/94	18,462.39 - 22,032.12

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Senior Account Clerk, Typing" is being instituted because it more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Police Records Clerk, Typing".

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled "An ordinance instituting positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977 as amended and supplemented (To institute the title of Principal Timekeeper in the Department of Engineering).

(Instituting title in Department of Engineering which more appropriately describes duties being performed by employee. Old title is common title. Fiscal impact approximately \$1,300. Represented by Newark Council No. 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance instituting positions in the Department of Engineering and establishing salaries therefor" (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to institute the following title:

POSITION

Principal Timekeeper 1	1/1/92	\$19,483.90 - \$22,902.02
4699 (35 Hrs.)	1/1/93	20,263.26 - 23,818.10
	1/1/94	21,073.79 - 24,770.82

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Principal Timekeeper" is being created because it more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Senior Timekeeper".

There will be no increase in head-count.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Martinez, Tucker, Villani, President Bradley.

No: Council Member Harris.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are six, the noes are one and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Ordinance 6-S & F-c, adopted January 21, 1970, which granted permission to construct and maintain a bridge structure over Doremus Avenue, by further allowing Newark Bay Cogeneration Partnership to utilize the existing bridge structure.

WHEREAS, The Municipal Council of the City of Newark adopted Ordinance 6S & FC, dated 1/21/70, which authorized Celanese Chemical Company to construct and maintain, at its own expense, a bridge structure over Doremus Avenue, which is used to carry chemical feed pipelines; and

WHEREAS, Newark Bay Cogeneration Partnership is constructing a cogeneration plant located at 414-462 Avenue P with a steam distribution system which will convey steam to various industrial facilities in the area of Doremus Avenue and Wilson Avenue; and

WHEREAS, Newark Bay Cogeneration Partnership wishes to utilize the existing Celanese Bridge over Doremus Avenue for its steam distribution system; and

WHEREAS, Celanese Chemical Company, (now Hoechst Celanese Chemical Group, Inc.) and Newark Bay Cogeneration Partnership have entered into an agreement granting permission to Newark Bay Cogeneration Partnership to utilize the bridge structure; and

WHEREAS, a structural investigation, performed by A.L. Straubing, P.E., dated June 19, 1992, indicates that the bridge structure can support the additional loads proposed by Newark Bay Cogeneration Partnership's steam distribution system.

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Ordinance 6S & FC, dated 01/21/70, is hereby amended to authorize Newark Bay Cogeneration Partnership as a co-user of the bridge structure for a steam distribution system over Doremus Avenue.

Section 2. This Ordinance shall be binding upon and shall inure to the benefit of the successors or assigns of Newark Bay Cogeneration Partnership pursuant to the agreement between Hoechst Celanese Chemical Group, Inc. and Newark Bay Cogeneration Partnership, L.P. dated February 14, 1991.

Section 3. All other sections of Ordinance 6S & FC, dated 01/21/70 shall remain in full force and effect.

Section 4. This Ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance amends Ordinance 6S & FC, dated 1/21/70 by authorizing Newark Bay Cogeneration Partnership to utilize the bridge structure over Doremus Avenue for a steam distribution system.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To institute the title of Senior Training Technician in the Department of Administration).

(Instituting title in Department of Administration to more appropriately describe duties and responsibilities of employee serving in position. Old title is common title but number of employees will be reduced by one. Change will result in cost savings to the City. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(g) of an ordinance entitled, "An ordinance creating permanent positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by creating the following title:

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Senior Training Technician
5614 (35 Hrs.)

(1) 1/1/91 \$30,949.98 - \$37,237.67

SECTION 2. The hereinabove position title shall become effective April 13, 1992.

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Senior Training Technician" more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Principal Personnel Technician".

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeases are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance of the City of Newark, in the County of Essex, State of New Jersey, authorizing the execution and delivery of a ground lease agreement with the Essex County Improvement Authority in connection with the issuance by the Authority of its Capital Equipment and Property and Infra-Structure Program Local Unit Guaranteed Lease Revenue Bonds, Series 1992 to finance the municipality's participation in the Authority's 1992 Capital Equipment and Property and Infra-Structure Leasing Program.

WHEREAS, the Essex County Improvement Authority (the "Authority") has been duly created by a resolution of the Board of Chosen Freeholders of the County of Essex, State of New Jersey (the "County") duly adopted as a public body corporate and politic of the State of New Jersey pursuant to and in accordance with the

county improvement authorities law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State of New Jersey (the "State"), and the acts amendatory thereof and supplemental thereto (the "Act");

WHEREAS, the Authority is authorized by law, specifically Section 11 of the Act (N.J.S.A. 40:37A-54 (a)), to provide public facilities for the use of the County and municipalities and certain local governmental units located within the County (collectively, the "Local Units"), including the City of Newark (the "Participant");

WHEREAS, the Local Units are authorized by law, specifically Section 34 of the Act (N.J.S.A. 40:37A-77), to enter into and perform any lease with the Authority for the lease to or use by the Authority of all or any part of any real property;

WHEREAS, the Local Units are authorized by law, specifically Section 35 of the Act (N.J.S.A. 40:37A-78), to enter into and perform any lease with the Authority for the lease to or use by the Local Units of all or any part of any public facility or facilities;

WHEREAS, the Municipal Council of the City of Newark, New Jersey (the "City") has heretofore adopted a Guaranty Ordinance and a Resolution approving the City's participation in the hereinafter defined Program;

WHEREAS, the Local Finance Board by resolution adopted on July 31, 1992 has approved the City's participation in the hereinafter defined Program;

WHEREAS, pursuant to the terms of the Act, the Municipal Council of the City has (i) heretofore approved the City's participation in the Authority's 1992 Capital Equipment and Infrastructure Leasing Program (the "Program") and (ii) has authorized the execution and delivery of a Property and

September 16, 1992

Infrastructure Lease Purchase Agreement and a Capital Equipment Lease Purchase Agreement to be entered into by the Authority and the City (the "Lease Agreements") in connection with the Program, and a certain Ground Lease Agreement to be entered into between the City and the Authority, as lessee, (the "Ground Lease Agreement");

WHEREAS, pursuant to the terms of the Ground Lease Agreement, the City contemplates conveying certain of its right, title and interest in and to the land and existing improvements upon which the Participant Project is to be acquired, constructed, renovated or installed (collectively, the "Land") to the Authority for the term thereof;

WHEREAS, the City has determined which property of the City shall constitute the Land to be leased pursuant to the Ground Lease Agreement;

WHEREAS, the expiration of the term of the Lease Agreement creates certain rights in the City, including without limitation the right to purchase the Authority's right, title and interest in the Participant Project for nominal consideration, all as set forth in the Lease Agreements;

WHEREAS, the Act requires that the Land to be leased pursuant to the Ground Lease Agreement be approved by Ordinance of the Municipal Council.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Newark as follows:

Section 1. The Municipal Council of the City hereby approves leasing of the Land set forth on Exhibit A with such additions, substitutions and deletions as may be approved from time to time by an Authorized Officer to the Authority as contemplated by the Ground Lease Agreement and directs the Director of Finance of the City or such person's designee (the "Authorized Officer") to

September 16, 1992

execute and deliver, on behalf of the City the Ground Lease Agreement substantially in the forms heretofore approved by the City, with any changes, additions or deletions to the Participant Ground Lease Agreement, as the case may be, as the Authorized Officer deems necessary or is desirable after consulting with counsel to the Participant, the Authority, the Authority's counsel, the Underwriter for the Bonds or the Authority's professional advisors, as appropriate (collectively, the "Consultants"), which shall be conclusively evidenced by the Authorized Officer's execution thereof.

Section 2. The governing body of the City hereby directs the Municipal Clerk of such person's designee of the City to attest to the signature of the Authorized Officer on and affix the seal of the City to the Ground Lease Agreement.

Section 3. The Municipal Council of the City hereby authorizes the performance of any act, the execution and delivery of any other document, instrument or closing certificates which the Authorized Officer, after consultation with the Consultants, deems necessary or desirable in connection with the Ground Lease Agreement and hereby directs the Authorized Officer and the person holding the office listed in Section 2 hereof (or such person's designee) to execute, attest or seal any such documents, instruments or closing certificates, which approval shall be conclusively evidenced by the execution by the Authorized Officer.

Section 4. This Ordinance shall take effect at the time and in the manner provided by law.

STATEMENT

Bond Ordinance authorizing a ground lease agreement for PELP

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Tucker, Villani, President Bradley.

Not Voting: Council Member Martinez.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are six, the noes are none, one not voting and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance prohibiting the performing of Notary Public functions by City employees during working hours with the exception of those performing this service.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Whereas, the efficient, effective and unincumbered administration of City business, programs, projects, and activities is of utmost importance; and

Section 2. Whereas, the interruption of the work and work product of City employees serves to incumber the administration of City business; and

Section 3. Whereas, a source of the interruption of the work of same employees is due to the constant flow of members of the public seeking services of a notary public.

Section 4. Hereinafter, the notary public services of City employees licensed to perform such duties shall be prohibited during their work hours with the exception of those persons who must provide these services as part of their normal assigned duties. In these instances this service shall be provided free of charge.

STATEMENT

This Ordinance prohibits the performing of the notary public function by the City employees during working hours with the exception of those performing this service in the normal course of their assigned duties.

September 16, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Villani, President Bradley.

No: Council Member Grant.

Not Voting: Council Member Tucker.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are five, the noes are one, one not voting and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

An ordinance amending Title 27:3-54 of Article II, "Third Industrial District Regulations," Chapter 3, Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to permit facilities which provide residential congregate living arrangements.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1: Section 27:3-54 of Article 11, "Third Industrial District Regulations," Chapter 3, Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented be and is hereby amended to read in its entirety as follows:

27:3-54

A building or premises may be used for any purpose whatsoever not in conflict with any ordinances of the City regulating nuisances except that no public parking lots are permitted. Junk yards must be within a solid enclosure not less than seven feet high and commercial garages must be enclosed by a chain-link privacy fence with slats along all property lines, except where the wall of any building situated on the lot abuts a property line. In addition, each fence exit and entrance way on any commercial garage property shall have an appropriate gate, chain or closing device in order to close the area when not in use. Moreover, no building or premises shall be used and no building shall be erected or

September 16, 1992

structurally altered or converted for use for dwelling purposes including rooming and boarding houses, except that dwelling quarters may be established in connection with any industrial establishment for one security person employed upon the premises and that hotels, motels and facilities which provide congregate living arrangements are exempt from this provision.

STATEMENT

This ordinance amends Revised Ordinance 27:3-54 to permit facilities which provide residential congregate living arrangements in Third Industrial Districts.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Rice.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

An ordinance amending Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to prohibit facilities for the treatment of persons with communicable diseases, not located in an established hospital within Fourth Residence, and First Industrial Districts, and to eliminate the conditional use requirement for such facilities.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1: That Section 27:3-17, Use Regulations, of Article 4, Fourth Residence District Regulations, Title 27, Zoning, be and is hereby amended to delete subsection (6)(4) of 27:3-17.

[(4) convalescent and nursing homes,
servicing persons with communicable
diseases not located in an
established hospital.]

SECTION 2: That subsection 27:4-7(a) enumerating conditional uses, of Article 3, Conditional Use Regulations, Title 27, Zoning, be and is hereby amended to delete "inpatient facilities for the sheltering and/or treatment of persons with communicable diseases, not located in an established hospital" and that subsection 27:4-7(a) shall read in its entirety as follows:

(a) The following are conditional use regulations relating to arcades; automatic vehicle cleaning stations; boarding houses; commercial antennae; drive-in restaurants; gasoline filling or automotive service stations; facilities for the sheltering and/or treatment of outpatients with communicable diseases not located in an established hospital; narcotic, alcohol and drug abuse treatment facilities not located in an established hospital; public dance halls; public garages; rooming houses; tents for business purposes; and used car sales lots and they shall be governed as provided in section 27:4-7. Since the foregoing uses may be inimical to the public safety and general welfare if located without due consideration of conditions and surroundings, no permit therefore shall be issued unless an application is first made to the Central Planning Board, which is directed to hear the same in the same manner and under the same procedures as set forth in Section 54 of the Municipal Land Use Law (C.40:-55D-67). No application for a conditional use shall be granted by the Central Planning Board if in its judgment such use will be detrimental to the health, safety and general welfare of the community.

SECTION 3: That subsection (0) of 27:4-7 be and is hereby amended as follows:

(0) Facilities which provide residential congregate living arrangements which provide shelter or lodging for profit or charity with or without meals. Facilities of this type shall include but not be limited to shelters for the homeless, halfway houses, college dormitories not located on campus, fraternity and/or sorority houses, orphanages, nunneries and/or monasteries when not located on the same lot as the church. Such facilities are permitted as a conditional use within second, third and fourth business districts and industrial districts.

Excluded from this category are residential facilities covered elsewhere in this title such as dwellings, boarding and rooming houses, hotels, nursing homes, inpatient treatment facilities for persons with communicable diseases not located in an established hospital and narcotic/alcohol/drug abuse treatment centers.

No permit shall be issued for the establishment of such a facility except upon approval by the Central Planning Board of an application for a conditional use.

September 16, 1992

The following specifications and standards shall be met prior to the Central Planning Board granting conditional use approval:

(i) No such facility shall be established within 2,000 feet of another such facility;

(ii) No such facility shall be established within 1,000 feet of a school, a church, a daycare, a nursery, or a residential structure.

SECTION 4: That Section 27:3-44 Use Regulations, of Chapter 3, Article 9, First Industrial District Regulations be and is hereby amended to read:

27:3-4 Use Regulations

A building or premises may be used for any purpose, except the following:

* * * * *

(63) Convalescent and nursing homes servicing inpatients with communicable diseases not located in an established hospital.

SECTION 5: All Ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

SECTION 6: This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey. Last additions in text indicated by underline; deletions are indicated by brackets.

SECTION 7: If any part of this ordinance is found to be illegal, unconstitutional or contrary to law, the balance of this ordinance shall remain in full force and effect.

STATEMENT

This ordinance amends Revised Ordinance 27:3-17(b)(4) to prohibit convalescent inpatient nursing homes serving persons with communicable diseases not located in an established hospital in Fourth Residential and First Industrial Districts and 27:4-7 to eliminate conditional use requirements for such inpatient facilities.

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Executive Assistant in the Department of Finance).

(Instituting title in Department of Finance, Division of Water Accounting and Customer Service to provide Director with adequate administrative support in connection with daily management of Division. No additional funds required. Represented by Newark Council No. 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 2 of an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor," (6S&Fh) adopted May 4, 1977, as amended and supplemented be amended to institute the following title:

POSITION

Executive Assistant 1 1/1/91 \$39,306.40 - \$47,410.82
4586 (35 Hrs.)

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The ordination of this title is requested in order to provide the Director of the Division of Water Accounting and Customer Service adequate administrative support in connection with the daily management of the Division.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; and 52 (A/K/A 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, All Lots (A/K/A 399-425 Springfield Avenue; 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-of-Way of Fairmount Avenue.

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution 7Rde(A.S.), dated July 8, 1992, did determine that CITY TAX BLOCK 2601, LOTS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; AND 52 (A/K/A 361-385 SPRINGFIELD AVENUE; 341-375 BERGEN STREET; 117-147 17TH AVENUE; AND 418-422 FAIRMOUNT AVENUE); CITY TAX BLOCK 2603, ALL LOTS (A/K/A 399-425 SPRINGFIELD AVENUE; 411-425 FAIRMOUNT AVENUE; 2-24 HIGHLAND STREET; AND 2-22 MAGNOLIA STREET); AND THAT PORTION OF THE RIGHT-OF WAY OF FAIRMOUNT AVENUE LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES FROM THE SOUTHERLY LINE OF SPRINGFIELD AVENUE TO THE NORTHERLY LINE OF THE JUNCTION OF 17TH AVENUE AND HIGHLAND STREET, hereinafter called "Area," is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; and

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on July 20, 1992, recommending the adoption of the Sportsworld Redevelopment Plan and the Feasibility of Relocation for CITY TAX BLOCK 2601, LOTS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; AND 52 (A/K/A 361-385 SPRINGFIELD AVENUE; 341-375 BERGEN STREET; 117-147 17TH AVENUE; AND 418-422 FAIRMOUNT AVENUE); CITY TAX BLOCK 2603, ALL LOTS (A/K/A 399-425 SPRINGFIELD AVENUE; 411-425 FAIRMOUNT AVENUE; 2-24 HIGHLAND STREET; AND 2-22 MAGNOLIA STREET); AND THAT PORTION OF THE RIGHT-OF WAY OF FAIRMOUNT AVENUE LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES FROM THE SOUTHERLY LINE OF SPRINGFIELD AVENUE TO THE NORTHERLY LINE OF THE JUNCTION OF 17TH AVENUE AND HIGHLAND STREET, hereinafter called "Redevelopment Plan," copies of both Resolution and Redevelopment Plan are annexed hereto and made a part hereof; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendation; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area conforms to the Master Plan of the City of Newark.

SECTION 2. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. In order to facilitate the implementation of the Redevelopment Plan for said Area, the Municipal Council hereby finds and determines that certain official action must be taken by this Body and, accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan; and (b) requests that the various officials, departments, boards and agencies of the City of Newark, having administrative responsibility in the premises, cooperate to such an end and exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance and take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. Development activity pursuant to the Redevelopment Plan shall only be related to said Area and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. The Redevelopment Plan for said Area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. This Ordinance shall take effect upon final passage and publication in accordance with Law.

STATEMENT OF PURPOSE

Passage of this legislation will approve the Sportsworld Redevelopment Plan which creates a special recreational use district which will facilitate the development of an indoor multipurpose recreational facility.

September 16, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on second reading and final passage.

6-S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey. (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Division of Local Government Services)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Division of Local Government Services was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

HEARINGS OF CITIZENS.

6-HC-a.

MS. GINA COWINS, 270 17TH AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to high taxes, crime and the cleaning up of her neighborhood.

Council Member Harris, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Ms. Cowins and forward to Mayor James, Business Administrator Grant and all department heads for their attention and necessary action.

- 6-HC-b. MS. HELLANE FREEMAN, 603 FOURTH STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to new FCC regulations and slow police response time.

Council Member Grant, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Ms. Freeman and forward to Mayor James, Business Administrator Grant, Police Director Celester and New Jersey State Attorney General Del Tufo for their attention and necessary action.

- 6-HC-c. DR. COLLEEN B. WALTON, 304 MEEKER AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to the cleaning up of her neighborhood and more police visibility.

There was a lengthy discussion held by the Members of the Municipal Council.

- 6-HC-d. MR. RAYMOND CODEY, DIRECTOR OF DEVELOPMENT, NEW COMMUNITY CORPORATION, 233 WEST MARKET STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council requesting Council's support of New Community Recreation Center (Resolution 7-R-c on this agenda).

There was a lengthy discussion held by the Members of the Municipal Council.

- 6-HC-e. MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to high water bills incurred by residents of the City of Newark.

- 6-HC-f. MS. JOANNE KENDRICK, 502 SUMMER AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to car thefts within the City of Newark.

- 6-HC-g. MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY,** addressed the Members of the Municipal Council with respect to City government.

- 6-HC-h. MS. DONNA JACKSON, 128 SMITH STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to help for youth within the City of Newark and the granting of tax abatements for minority contractors.

There was a lengthy discussion held by the Members of the Municipal Council.

September 16, 1992

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution ratifying and authorizing Corporation Counsel to enter into and execute contract with Economic Studies, Inc., for purpose of monitoring, supervising and drafting the statistical and economic component for Affirmative Action Study, for period August 5, 1992 to December 31, 1992; contract shall not exceed \$70,000., does not require expenditure of additional dollars by City of Newark because of cooperative agreement with Port Authority of New York and New Jersey, the Housing Authority and Board of Education. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-b. Resolution amending Resolution 7-R-ce (A.S.), April 15, 1992, "contract with Grizel Ubarry to assist Affirmative Action Investigative Committee in establishing data to respond to United States Supreme Court decision in Richmond vs. Croson Company, for sum not to exceed \$3,600., for period March 1, 1992 through May 31, 1992..." by changing amount of contract to \$8,000. and expanding the scope of services, (completing the Hispanic Historical Component for the Affirmative Action Study); contract shall not require expenditure of additional dollars by the City of Newark because of cooperative agreement with the Housing Authority and the Board of Education. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-c.

Resolution ratifying and authorizing Business Administrator to enter into contract with Lisbon Cleaning Inc., 350 Adams Street, Newark, New Jersey 07105, lowest responsible bidder, to provide Janitorial Maintenance Services, for period July 20, 1992 to July 19, 1993; contract shall not exceed \$625,000.; \$104,000. encumbered in 1992 temporary budget of Division of Public Buildings; balance of funds for 1992 will be certified upon adoption of 1992 budget; 1993 expenditures contingent upon appropriation of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-d.

Resolution authorizing Director of Engineering to execute and enter into Memorandum of Understanding and Construction Management Agreement with New Community Corporation for development and/or construction of a Community Center at 66 Hayes Street. (City will contribute \$1.2 million from its capital budget for construction and NCC shall contribute \$600,000. for site preparation and related work)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Grant, Mr. Raymond Codey, Director of Development, New Community Corporation, Ms. Tonya Smith, Attorney, New Community Corporation and Ms. Florence Williams, New Community Corporation met with the Council September 15, 1992)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-e.

Resolution ratifying and authorizing Business Administrator to enter into contract with Bluecraft Construction, Inc., 1453 Springfield Avenue, Maplewood, New Jersey 07040 and Three's Company Painting, 8 Hickory Street, Bloomfield, New Jersey 07003, lowest responsible bidders, to provide Painting Services to the City of Newark, for period August 1, 1992 to July 31, 1993; contract shall not exceed \$25,000. (\$12,500. for each vendor).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-f.

Resolution ratifying and authorizing Mayor and Director of Engineering to execute contract with Dresdner Robin TerraSciences, Inc., 43 Montgomery Street, Jersey City, New Jersey 07302, for professional consulting services to complete the update of the City's Emergency Operating Plan, for total lump sum of \$4,375.; project shall be completed within 45 days of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-g.

Resolution ratifying and authorizing Mayor and Director of Engineering to execute service contract with Intergraph Corporation, One Madison Industrial Park, Huntsville, Alabama 35807, to service computer equipment used by the City (maintenance of the hardware and software used by GIS data base mapping as mandated by State of New Jersey), for period July 21, 1991 to June 30, 1992; in amount not to exceed \$45,502. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-h.

Resolution rescinding Resolution 7-R-r, August 5, 1992, "Resolution ratifying and authorizing Director of Engineering to execute Agreement with Township of Union for Newark Leaf Composting Operation at rates specified in Agreement to be paid to City of Newark by each participant; does not require expenditure of municipal funds," does not include adequate fiscal language that is required and pertinent to this contract.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-i. Resolution authorizing Director of Engineering to make application, accept and execute grant award in amount of \$25,000., from New Jersey Forest Service and the State Community Forestry Committee, through the Small Business Administration Tree Planting Program; City of Newark to provide matching funds in amount of \$20,455., representing 45% of project cost.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-j. Resolution authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at Public Auction, held August 27, 1992, listed on Exhibits A and B, for sum of \$308,200., to highest bidders, pursuant to Resolution 7-R-q, adopted August 5, 1992.**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-k. Resolution amending Resolution 7-R-k, February 20, 1991, "contract with International Youth Organization, Inc., a New Jersey non-profit corporation, for purpose of rehabilitation of 695-697 South 11th Street, for serving very low, low and moderate income individuals, by allowing them to expend balance of the original \$137,645., which is \$100,000. and \$50,000. from H.C.D.A, FY XVI, totalling \$150,000., for period November 1, 1990 through November 30, 1991," by allowing them to expend balance of their original \$150,000. of which \$4,300. remains, \$50,000. from H.C.D.A. FY XVII, totalling \$54,300., for period October 1, 1992 through September 30, 1993.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

September 16, 1992

7-R-l.

Resolution authorizing Mayor and Director of Health and Human Services to apply for funds in amount of \$1,019,985. from New Jersey State Department of Health, to continue implementing Women, Infants & Children's Supplemental Feeding Program (WIC), for period October 1, 1992 to September 30, 1993. (\$1,019,985. from New Jersey State Department of Health; \$196,049. in-kind City match (non-cash), totalling \$1,216,034.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-m.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Lighthouse Community Services, for purpose of assisting in payment of utility bills at the emergency shelter for homeless population, for period May 1, 1992 through April 30, 1992; total amount of contract shall not exceed \$10,000.; funds provided by United States Department of Housing and Urban Development.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-n.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into agreement with National Council on Aging, the North Ward Center, Inc., for purpose of providing supervised work sites and job training, for period July 1, 1992 through June 30, 1993; no municipal expenditure required.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-o.

Resolution ratifying and authorizing Mayor and Director of Department of Health and Human Services to enter into and execute sub-grantee contract with Township of Irvington and Irvington General Hospital, for provision of the W.I.C. Program Services, for period June 15, 1992 to June 14, 1994; no municipal expenditure required.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 16, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-p. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Newark Community Health Center, Inc., for provision of high quality ambulatory health care services, for period January 1, 1992 through December 31, 1992, in amount of \$150,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-q. Resolution amending Resolution 7-R-w, July 8, 1992, "contract with Margaretta Morgan, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992, maximum salary-\$5,535.60, to be paid from United States Department of Health and Human Services," to reflect an increase in hours of service to 339 and increasing amount by \$1,056.78, totalling \$6,592.38.; all other provisions shall remain in full force and effect. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i)).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-r. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Clarence A. Foye, M.D., for provision of medical services to homeless individuals and families, for period November 1, 1991 through October 31, 1992; total amount of contract shall not exceed \$29,621.; funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

September 16, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.

7-R-s.

Resolution amending Resolution 7-R-r, March 4, 1992, "Resolution amending Resolution 7-R-br (A.S.), May 15, 1991, authorizing acceptance of funds in amount of \$123,428., from Essex County Department of Citizens Services, Division on Aging, for period January 1, 1991 to December 31, 1991, for purpose of implementing Newark Nutrition Project for the Elderly for Meals-on-Wheels, to reflect increase of \$23,868. (Older American Act Funds-\$147,296., 1990 Project Income (Actual)-\$22,213., 1991 Project Income (Estimated)-\$19,649), totalling \$189,158.", by revising grant award for Older American Act Funds to \$128,820., and changing the total revised budget for said program from \$189,158. to \$176,090.; all other provisions shall remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.

7-R-t.

Resolution amending Resolution 7-R-f (S), February 27, 1992, "contract with Safe Passage Foundation, Inc., for Provision of Recreation Services to youth and adults of the City of Newark, for period January 1, 1992 to December 31, 1992, in amount of \$200,000."; by accepting funds in amount of \$7,500., from Public Service Electric and Gas Company and increasing contract from \$200,000. to \$207,500. (Amended contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-4(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-u.

Resolution amending Resolution 7-R-s, July 8, 1992, authorizing Mayor and Director of Health and Human Services to apply for funds from New Jersey State Department of Education, in the amount of \$412,092.80, for SuNup/Summer Food Service Program for Children, for period July 6, 1992 to September 4, 1992, by increasing funds from \$412,092.80 to \$1,012,497.10; all other terms and conditions shall remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 16, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-v.

Resolution amending Resolution 7-R-s, June 19, 1991, "Resolution ratifying and authorizing Mayor and Acting Director of Health and Human Services to apply and accept grant from County of Essex, Division of Community Health Services, Alcoholism/Drug Abuse Unit in amount of \$150,000. for provision of Alcohol & Substance Abuse Prevention Activities to residents of City, for period May 15, 1991 to May 14, 1992; does not require expenditure of any public funds by City," by accepting additional funds in amount of \$50,000. and extending contract period from May 15, 1992 through December 31, 1992; total amount of grant award-\$200,000.; all other provisions shall remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-w.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with Goodwill Industries of New Jersey, Inc., lowest responsible quote received, for Office Skills Training Program, Number PY 2-021-03, for period August 3, 1992 through June 30, 1993; contract shall not exceed \$162,100. for 40 participants in 2 cycles (20 Participants per cycle, 20 adults and 20 youth) of 24 weeks each (600 hours each); source of funds-New Jersey Department of Labor, Employment and Training, Title IIA Youth and IIA Adults.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-x.

Resolution accepting bid of Dennis J. Dockrill, t/a Dock's Bar and Grill, highest bid received, for leasing of .25 acres of Block 14701, Lot 51, in West Milford Township, in amount of \$796.60. per year plus taxes, based upon Resolution 7-R-cs, August 5, 1992. (Lot restricted to parking)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-y.

Resolution accepting bid of Frank Stephen Little, Trucking and Contracting, highest bid received, for leasing of 1.1 acres of Block 570, Lots 5 & 11, in West Milford Township, in amount of \$1,540. per year plus taxes, based upon Resolution 7-R-ct, August 5, 1992. (Lots restricted to a convenience access driveway and storage)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-z.

Resolution authorizing Director of Finance to issue check in amount of \$2,000. to Angelic Church of God, refund of fence deposit paid at time of closing for purchase of City-owned property located at 396-400 South 11th Street, Block 266, Lots 28, 30 and 31. (Purchaser complied with conditions of sale).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-ba.

Resolution authorizing Director of Finance to issue check in amount of \$2,000. to St. P. Therlonge, refund of fence deposit paid at time of closing for purchase of City-owned property located at 457 18th Avenue, Block 2614, Lot 9. (Purchaser complied with conditions of sale).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-bb.

Resolution authorizing Director of Finance to issue check in amount of \$763.39 to Anthony Morgan Corp., refund of 1/4 year's taxes paid at time of closing for purchase of City-owned property located at 508 South Orange Avenue, Block 322, Lots 6 and 9. (City failed to execute its reverter clause)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-bc. Resolution authorizing City Treasurer to issue check in amount of \$2,017.82 to R & M Hester, 233 E. Delavan Avenue, Newark, New Jersey 07104, for refund as result of excess payments on Water/Sewer Account No. 40825, for property known as 640-642 Clifton Avenue, Block 715, Lot 25.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-bd. Resolution designating reserved parking area for handicapped motorists on Kossuth Street, westside, beginning 262 feet south of the southerly curbline of Niagara Street and extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-be. Resolution designating reserved parking area for handicapped motorists on Kossuth Street, eastside, beginning 510 feet south of the southerly curbline of Niagara Street and extending 18 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-bf. Resolution designating reserved parking area for handicapped motorists on East Kinney Street, northside, beginning 233 feet west of the westerly curbline of Adams Street and extending 17 feet westerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-bg. Resolution approving constable bond in the amount of \$1,000., issued to Joseph Lane, as to form amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-bh. Resolution authorizing the acceptance of a donation in the form of a purified bottleless water cooler system from the Pleasant Valley Water Company located at 705 Park Avenue, Plainfield, New Jersey, to be installed in City Hall for a period of thirty (30) days.**

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-bi-1. Resolution recognizing and commending Miss Jacqueline Quiles, Miss Jasmine Ortiz, Miss Stephanie Figueroa and Ms. Gladys Lugardo.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-bi-2. Resolution recognizing and commending Mrs. Hortense W. Powell, R.N., upon retiring from the Newark Public School system.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-bi-3. Resolution recognizing and commending Ms. Ingrid Betancourt.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-R-bi-4. Resolution recognizing and commending Tiffany Le Grande, a fifth grade student at the 14th Avenue School, for demonstrating superior academic talents during the school year.**

September 16, 1992

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-bi-5. Resolution recognizing and commending Mr. Vincent A. Perez.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-bi-6. Resolution recognizing and commending Officer Vincent M. Consenzo of the Essex County Sheriff's Department and Officer Thomas Cinque and Officer Ralph Velardi of the Essex County Department of Public Safety.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-bi-7. Resolution recognizing and commending distinguished trial attorney Abraham I. Harkavy upon his eighty-fifth birthday.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-bi-8. Resolution recognizing and commending Reverend Leslie C. Davis, Pastor, Deliverance Baptist Church, on the occasion of his Pastor's Banquet to be held September 19, 1992 at the Holiday Inn, Springfield, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-bj. Resolution declaring September 20-26, 1992, as Deaf Awareness Week throughout the City of Newark and recognizing and commending the staff of Bruce Street School for the Deaf.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

September 16, 1992

7-R-bk. Resolution wishing Mrs. Vivian Spruill a happy seventieth birthday.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-bl. Resolution wishing Mrs. Mary Rone a happy fiftieth birthday.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-bm. Resolution reinstating tax abatement and financial agreement for High City Housing Company, for property located at 730-736 and 738-744 Dr. Martin Luther King, Jr. Boulevard, Block 123, Lot 12 and approving payment plan for outstanding arrears; entity as of August 31, 1992 has an outstanding balance of \$520,634.10 due; entity shall submit a reinstatement fee of \$2,500. and a down payment of \$80,000., remaining balance of \$440,634.10 shall be paid over a thirty-six (36) month period at 9% annum, commencing 1st day of month following adoption of resolution approving this payment plan; further, requiring entity to file application for assignment and assumption of tax abatement with appropriate fee and documentation to the Law Department within 30 days of adoption of this resolution.

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-bn. Resolution establishing the pre-meeting conferences, (A.S.) regular meetings and special conferences of the Newark Municipal Council for the Year 1993.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-bo. Resolution rescinding eastbound one-way designation (A.S.) on Edison Place from Broad Street to N.J. Railroad Avenue, for period of ninety (90) days from date of approval pursuant to N.J.S.A. 39:4-197.3.

September 16, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bp.
(A.S.)**

Resolution rescinding eastbound one-way designation on Oriental Street from Broadway to McCarter Highway for period of ninety (90) days from date of approval pursuant to N.J.S.A. 39:4-197.3.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bq.
(A.S.)**

Resolution approving Tax Abatement Application and Financial Agreement for K. Hovnanian at Newark Urban Renewal Corp. III, Inc., (Sites C & E) for construction of a 310 unit residential condominium project with parking on entire Blocks 405, 406, 407, 408 and Block 404, Lots 1-4, 6-9, 16-21, 23-36, Block 403, Lots 1-10, Block 409, Lots 1, 3, 4, 6, 14-20, 23-33, 35-37; granting exemption from taxation on improvements for a period of 30 years from date of issuance of Certificate of Occupancy on the completion of a building identified as one phase of project, pursuant to N.J.S.A. 40:55C-65 and only so long as the entity is subject to and complies with said Financial Agreement and Urban Renewal Corporation and Association Law of 1961, as amended and supplemented, and upon further condition that the entity does not file a petition of tax appeal for premises on which the project is to be located, except as the Financial Agreement permits; further, that the Municipal Council will favorably consider an application for the developer of residential properties at Site D. (Annual Service charge 2% of the purchase price.

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-br.
(A.S.)**

Resolution congratulating the City of Newark Marching 100 Drum and Bugle Corps for placing first in the Garden State Standstill Championship Contest held on Saturday, August 22, 1992, at Bayonne High School.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

September 16, 1992

**7-R-bs.
(A.S.)**

Resolution posthumously recognizing and commending Mr. Alex E. Bradford, Jr., on the esteemed occasion of having the corner of Bergen Street and Lyons Avenue changed to "Alex Bradford, Jr. Square" for honorary and ceremonial purposes.

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bt-1.
(A.S.)**

Resolution recognizing and commending the Congregation of Sacred Heart Roman Catholic Church of Newark, New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bt-2.
(A.S.)**

Resolution recognizing and commending the Unified Valisburg Services Organization.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bt-3.
(A.S.)**

Resolution recognizing and commending the Congregation of the Seventh Day Adventist Church of the Oranges.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bt-4.
(A.S.)**

Resolution recognizing and commending Keith "Mr. Excitement" Eaddy, former Newark Optimist Club Player, on the distinguished occasion of being drafted by the Baltimore Orioles Baseball Team during the June, 1992, Major League Drafts.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

September 16, 1992

**7-R-bt-5.
(A.S.)** **Resolution recognizing and commending the Reverend Dr. Matthew A. Zimmerman, Sr., Pastor of Greater Abyssinian Baptist Church in Newark, on the esteemed occasion of having Lyons Avenue changed to "Reverend Matthew A. Zimmerman, Sr. Square" for honorary and ceremonial purposes.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bt-6.
(A.S.)** **Resolution recognizing and commending Ms. Olivette Scott, centenarian and long-time Newark resident, for her many years of dedicated and noteworthy service as a member of Seventh Day Adventist Church in Newark.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bt-7.
(A.S.)** **Resolution recognizing and commending Michael Chisolm, Kallmah Williams, Curt Radlein, Kenneth Pope, Yasmeen Lewis, Hakeem Peterson, Gregory Tomlinson and Sherard Rogers of Unified Vailsburg Services Organization.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bt-8.
(A.S.)** **Resolution recognizing and commending New Jersey State Senator Ronald L. Rice for sponsoring Senate Bill (S-53), legislation which will enable municipalities to establish curfew ordinances for youngsters.**

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bt-9.
(A.S.)** **Resolution recognizing and commending the grand opening of the International Physique Health Club located on Oliver Street in Newark.**

September 16, 1992

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bu.
(A.S.)**

Resolution posthumously recognizing and commending Reverend H. Screven, former Pastor of the Bethesda Church of God In Christ, on the esteemed occasion of having the corner of Clinton Avenue and Hedden Terrace changed to "Reverend James H. Screven Plaza" for honorary and ceremonial purposes.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bv.
(A.S.)**

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties set forth in Schedule A, upon receipt of all documents deemed appropriate.

(In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-bw.
(A.S.)**

Resolution ratifying action taken by Director of Engineering to secure services of La Fera Contracting Company, pursuant to N.J.S.A. 40A:11-6; further, authorizing Director of Engineering to enter into contract with La Fera Contracting Company, 149 Verona Avenue, Newark, New Jersey 07104 for emergency sewer repair and other work on Clifton Avenue between Park and Bloomfield Avenues, for period for total lump sum of \$94,283.16.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

September 16, 1992

7-R-bx.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with Storr Tractor Company, 3191 US Highway 22, Somerville, New Jersey 08876, to provide two Toro Groundsmaster Commercial Riding Rotary Mowers for the City of Newark, for period February 1, 1992 to January 31, 1993; contract shall not exceed \$21,610. (New Jersey State Contract)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-by.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with the United Way of Essex and Hudson Counties, 309 Washington Street, Newark, New Jersey, for purpose of assisting The United Way in its efforts of maximizing opportunities for agencies serving youth in the City of Newark, for amount of \$10,000., for period July, 1992 to October, 1992.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-bz.
(A.S.)

Resolution establishing Housing and Community Development Block Grant Eighteenth Year funds, to various Departments, Agencies and Projects, \$12,398,000., \$239,000. Program Income, totalling \$12,637,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-R-ca.
(A.S.)

Resolution authorizing Director of Development and Corporation Counsel to execute and enter into Consent Judgement in matter of Chase Manhattan Bank (National Association), Plaintiff v. Gabriel M. Jullano, et als, Defendants, pending in Superior Court of New Jersey, Chancery Division, Essex County. (524-560, 562-584, 586-616, 618-650, 652-672 Haynes Avenue, Block 5088, Lots 76.01, 76.02, 76.03, 76.04 and 76.05)

(Copy of resolution and correspondence submitted to each Member of the Council)

September 16, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cb.
(A.S.)**

Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$372,000., 1991 Rental Rehabilitation Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cc.
(A.S.)**

Temporary emergency resolution appropriating \$372,000., 1991 Rental Rehabilitation Program; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cd.
(A.S.)**

Resolution requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$688,000., 1990 Rental Rehabilitation Program.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-ce.
(A.S.)**

Temporary emergency resolution appropriating \$688,000., 1990 Rental Rehabilitation Program; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 16, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cf.
(A.S.)**

Resolution authorizing Mayor and Director of Development to accept grant from New Jersey Department of Community Affairs, Neighborhood Preservation Balanced Housing Program on behalf of Donald Jackson, (Clinton Hill) Neighborhood Corporation/Jackson Commons, in amount of \$478,740., to construct 17 low rental units to be located at 607-613 Clinton Avenue, Newark, New Jersey. (South Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cg.
(A.S.)**

Resolution amending Resolution 7-R-di (A.S.), July 3, 1991, "accept funds in amount of \$349,822. and enter into contract with United States Department of Health and Human Services, Public Health Service, for provision of health care, social services and mental health services to Newark's homeless population, for period May 1, 1991 through April 30, 1992. (Total Federal grant budget-\$349,822., non-federal share-\$174,911., totalling-\$524,733.)," by rolling-over estimated unobligated balance in amount of \$22,171. to present budget year of November 1, 1991 through October 31, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-ch.
(A.S.)**

Resolution authorizing Mayor and Director of Health and Human Services to apply and accept funds from United States Department of Health and Human Services, Public Health Services, in amount of \$720,632., for continued provision of health care and social services to Newark's homeless population, for period November 1, 1992 through October 31, 1993. (\$720,632.-United States Department of Health and Human Services, \$342,990.-In-kind matching funds, totalling-\$1,063,622.)

(Copy of resolution and correspondence submitted to each Member of the Council)

September 16, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cl.
(A.S.)**

Resolution declaring an emergency exists as to an "Ordinance of the City of Newark, in the County of Essex, State of New Jersey, authorizing the execution and delivery of a ground lease agreement with the Essex County Improvement Authority in connection with the issuance by the Authority of its Capital Equipment and Property and Infra-Structure Program Local Unit Guaranteed Lease Revenue Bonds, Series 1992 to finance the municipality's participation in the Authority's 1992 Capital Equipment and Property and Infra-Structure Leasing Program", Ordinance 6-Ph, S & F-e, being finally adopted September 16, 1992, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cj.
(A.S.)**

Resolution amending Resolution 7-R-bs (A.S.), June 3, 1992, "requesting Director of Local Government Services to approve Insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$69, 456,591. under various captions", by revising to reflect changes in amendment to 1992 Introduced Budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-ck.
(A.S.)**

Resolution requesting Attorney General of the State of New Jersey to provide the Newark Municipal Council with a legal opinion interpreting the new "Long Term Tax Exemption Law" and the role of the Department of Community Affairs.

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cl.
(A.S.)**

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$499,700., Neighborhood Preservation Balanced Housing Program, Clinton Hill Project.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cm.
(A.S.)**

Temporary emergency resolution appropriating \$499,700., Neighborhood Preservation Balanced Housing Program, Clinton Hill Project; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cn.
(A.S.)**

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$720,632., Newark Homeless Health Care Project.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-co.
(A.S.)**

Temporary emergency resolution appropriating \$720,632., Newark Homeless Health Care Project; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cp.
(A.S.)**

Resolution establishing fund entitled "Elevator Inspections Trust Fund"; further, all funds previously collected less 15% for elevator inspections since July 1, 1992 in connection with this purpose be transferred to the Fund; 15% of all fees collected for said inspections shall go into the City's General Fund towards administrative costs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cq.
(A.S.)**

Resolution authorizing Business Administrator to accept from Hanover Insurance Company, on behalf of Newark Police Department, a gift of three vehicles, upon execution of all documents deemed necessary by Department of Law; City of Newark will hold title for duration of T.A.R.G.E.T. (a high tech undercover video surveillance unit); title will be returned to said Company when unit is disbanded.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cr.
(A.S.)**

Resolution authorizing Business Administrator to accept from Allstate Insurance Company, on behalf of Newark Police Department, a gift of one vehicle, upon execution of all documents deemed necessary by Department of Law; City of Newark will hold title for duration of T.A.R.G.E.T. (a high tech undercover video surveillance unit); title will be returned to said Company when unit is disbanded.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cs.
(A.S.)**

Resolution authorizing Business Administrator to accept from State Farm Insurance Company, on behalf of Newark Police Department a gift of two vehicles, upon execution of all documents deemed necessary by Department of Law; City of Newark will hold title for duration of T.A.R.G.E.T. (a high tech undercover video surveillance unit); title will be returned to said Company when unit is disbanded.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-ct.
(A.S.)**

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$179,343., Sexually Transmitted Disease Health Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cu.
(A.S.)**

Temporary emergency resolution appropriating \$179,343., Sexually Transmitted Disease Health Services; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cv.
(A.S.)**

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$202,968., Public Health Priority Funding.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

September 16, 1992

**7-R-cw.
(A.S.)** **Temporary emergency resolution appropriating \$202,968., Public Health Priority Funding; said funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cx.
(A.S.)** **Temporary emergency resolution appropriating \$625,000., Judgements; said funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cy.
(A.S.)** **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$50,000., Newark Alliance on Substance Abuse.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-cz.
(A.S.)** **Temporary emergency resolution appropriating \$50,000., Newark Alliance on Substance Abuse; said funds shall be provided in 1992 budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

September 16, 1992

**7-R-da.
(A.S.)** **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$7,500., Safe Passage Foundation.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-db.
(A.S.)** **Temporary emergency resolution appropriating \$7,500., Safe Passage Foundation; said funds shall be provided in 1992 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-dc.
(A.S.)** **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$596,489., Childhood Lead Poisoning Program.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-dd.
(A.S.)** **Temporary emergency resolution appropriating \$596,489., Childhood Lead Poisoning Program ; said funds shall be provided in 1992 budget.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

September 16, 1992

**7-R-de.
(A.S.)**

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$2,774,243, HIV Emergency Relief Supplemental Grant.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-df.
(A.S.)**

Temporary emergency resolution appropriating \$2,774,243., HIV Emergency Relief Supplemental Grant; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-dg.
(A.S.)**

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, "Miscellaneous Revenue", sum of \$36,671., Blind HIV Seroprevalance Study.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-dh.
(A.S.)**

Temporary emergency resolution appropriating \$36,671., Blind HIV Seroprevalance Study; said funds shall be provided in 1992 budget.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-di.
(A.S.)**

Resolution amending Resolution 7-R-b, December 4, 1991, "contract with Newark Economic Development Corporation, Inc., a New Jersey non-profit corporation, for performing certain administrative services in conjunction with various commercial and economic development programs, more specifically identified in contract, for period July 1, 1991 to June 30, 1992, NEDC shall receive funds totalling \$500,000. from Miscellaneous Revenues Receipts," by increasing amount by \$240,000., totalling \$740,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-dj.
(A.S.)**

Resolution amending Resolution 7-R-j, February 19, 1992, "contract with New Jersey State Department of Health, for period January 1, 1992 to December 31, 1992, to continue providing services under the Childhood Lead Poisoning Prevention and Control Program, in amount of \$462,300.", by changing budget for project from \$462,300. to \$232,643. and changing ending period of contract from December 1, 1992 to July 31, 1992; all other provisions shall remain in full force and effect.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

**7-R-dk.
(A.S.)**

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with New Jersey State Department of Health and Human Services to provide lead poisoning services for children in City of Newark, for period August 1, 1992 to June 30, 1993, in amount of \$596,489. (\$596,489.-State Health Department, \$211,712.-Municipal In-Kind; totalling \$808,201.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

MOTIONS.

7-M-a.

A MOTION URGING NEW JERSEY GOVERNOR JIM FLORIO NOT TO REOPEN THE LIST OF CANDIDATES TO REPLACE ACTING ESSEX COUNTY PROSECUTOR JAMES MULVIHILL AND FURTHER ENCOURAGING THE APPOINTMENT OF THE HONORABLE CLAUDE COLEMAN OR THE HONORABLE CLIFFORD MINOR TO THE POSITION SINCE BOTH ARE PROVEN ABLE ADMINISTRATORS AND MUNICIPAL COURT JUDGES.

(For action on this item, see page 4 in the minutes of this meeting)

7-M-b.

A MOTION REQUESTING THE PUBLIC RELATIONS FIRM, H.R. EDWARDS & ASSOCIATES, TO PREPARE AN ARTICLE FOR THE NEXT EDITION OF THE COUNCIL MONITOR NOTIFYING RESIDENTS ABOUT THE CITY OF NEWARK'S RECYCLING CONTAINERS was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-c.

A MOTION STRONGLY URGING PRESIDENT BUSH TO SIGN INTO LAW H.R. 2, WHICH WOULD REQUIRE EMPLOYEES TO OFFER WORKERS JOB PROTECTED, UNPAID LEAVE TO CARE FOR NEWBORNS AND/OR SERIOUSLY ILL FAMILY MEMBERS was made by Council Member GRANT, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-d.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LEON L. DAVIS, SR., OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-e.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. NANCY C. DISANTI, OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANN P. CROW OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.
- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GLENN M. HAIR OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.
- 7-M-h. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES E. WRIGHT, JR., OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.
- 7-M-i. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM H. CARL, SR., OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.
- 7-M-j. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. KEISHA PRICE OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.
- 7-M-k-1. A MOTION COMMENDING FIRST FIDELITY BANK FOR ITS VOLUNTARY EFFORTS WITH THE AFFORDABLE HOUSING PILOT MENTORING PROGRAM IMPLEMENTED BY THE STATE DEPARTMENT OF BANKING AND THE AFFORDABLE HOUSING NETWORK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.

September 16, 1992

7-M-k-2.

A MOTION COMMENDING PENN FEDERAL SAVINGS BANK FOR ITS VOLUNTARY EFFORTS WITH THE AFFORDABLE HOUSING PILOT MENTORING PROGRAM IMPLEMENTED BY THE STATE DEPARTMENT OF BANKING AND THE AFFORDABLE HOUSING NETWORK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-k-3.

A MOTION COMMENDING WESTMINSTER BANK FOR ITS VOLUNTARY EFFORTS WITH THE AFFORDABLE HOUSING PILOT MENTORING PROGRAM IMPLEMENTED BY THE STATE DEPARTMENT OF BANKING AND THE AFFORDABLE HOUSING NETWORK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-l.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. AZELLA HARPER OF ROSELLE, A NEWARK PUBLIC SCHOOL TEACHER was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-m.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RAY OLIVER LUCKETT OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-n.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JERRY STOKES OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-o.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. THOMAS WARD OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ARTHUR SOLOMON OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.
- 7-M-q. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LEONARD COLEMAN, SR.** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.
- 7-M-r. A MOTION EXPRESSING DEEP CONCERN OVER THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT'S DECISION NOT TO ATTEND THE NEWARK MUNICIPAL COUNCIL'S HOUSING COMMITTEE MEETINGS** was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: council Members Branch, Carrino, Rice.
- 7-M-s. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROBERT DAIDONE** was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.
- 7-M-t. A MOTION CONDEMNING THE CAMPAIGN PRACTICES OF ELIZABETH HOLTSMAN AND ROBERT ABRAMS DURING THE NEW YORK SENATE ELECTIONS** was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.
- 7-M-u. A MOTION COMMENDING GERALDINE FERRARO FOR HER OUTSTANDING CAMPAIGN IN THE NEW YORK SENATE ELECTIONS** was made by Council Member Villani, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.

7-M-v.

A MOTION COMMENDING AL SHARPTON FOR HIS OUTSTANDING CAMPAIGN IN THE NEW YORK SENATE ELECTIONS was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-w.

A MOTION COMMENDING POLICE DIRECTOR WILLIAM CELESTER AND DETECTIVE SERGEANT BARRY J. COLICELLI OF THE NEWARK POLICE DEPARTMENT FOR THEIR ROLES IN THE ESTABLISHMENT OF THE TACTICAL AUTO RECOVERY GROUP AND ENFORCEMENT TEAM (TARGET) was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-x-1.

A MOTION COMMENDING THE BOYS' AND GIRLS' CLUB OF NEWARK FOR ITS ACTIVE PARTICIPATION IN THE EVENTS SURROUNDING THE ANNUAL WHITNEY M. YOUNG, JR. MEMORIAL FOOTBALL CLASSIC HELD ON SATURDAY, SEPTEMBER 12, 1992, AT THE MEADOWLANDS STADIUM was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-x-2.

A MOTION COMMENDING PUBLIC SERVICE ELECTRIC & GAS COMPANY FOR ITS ACTIVE PARTICIPATION IN THE EVENTS SURROUNDING THE ANNUAL WHITNEY M. YOUNG, JR. MEMORIAL FOOTBALL CLASSIC HELD ON SATURDAY, SEPTEMBER 12, 1992, AT THE MEADOWLANDS STADIUM was made by Council Member Harris, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-x-3.

A MOTION COMMENDING THE NEWARK PUBLIC SCHOOL SYSTEM FOR ITS ACTIVE PARTICIPATION IN THE EVENTS SURROUNDING THE ANNUAL WHITNEY M. YOUNG, JR. MEMORIAL FOOTBALL CLASSIC HELD ON SATURDAY, SEPTEMBER 12, 1992, AT THE MEADOWLANDS STADIUM was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-y.

A MOTION RESPECTFULLY REQUESTING THE MAYOR AND CITY ADMINISTRATION TO DESIGNATE A LOCATION WITHIN THE CITY WHERE RESIDENTS CAN DISPOSE OF USED TIRES was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-z.

A MOTION ENCOURAGING THE POLITICAL AND RELIGIOUS LEADERS AND THE CITIZENS OF NEWARK TO PARTICIPATE IN A CRIME RALLY SCHEDULED TO TAKE PLACE ON WEDNESDAY, SEPTEMBER 30, 1992, AT 12 NOON was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-ba.

A MOTION REQUESTING THAT THE ADMINISTRATION ENCLOSE A NOTICE IN THE TAX BILLS WHEN THEY ARE MAILED, STATING THERE WILL BE NO INTEREST PENALTY DUE SINCE THE LATE ADOPTION OF THE BUDGET HAS CAUSED THE MAILING DELAY OF THE BILLS was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-bb.

A MOTION REQUESTING ENGINEERING DIRECTOR ZACH TO PERFORM AN INSPECTION AND HAVE THE OWNER OF THE PROPERTY AT 84 BRILL STREET REPAIR THE SIDEWALKS was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-bc.

A MOTION REQUESTING THAT THE ADMINISTRATION PERFORM AN INSPECTION OF THE CITY-OWNED PROPERTY LOCATED AT 665-671 BROAD STREET AND ASCERTAIN IF IT IS BEING UTILIZED IN ACCORDANCE WITH THE LEASE AGREEMENT APPROVED BY RESOLUTION 7-R-ds (A.S.), JANUARY 9, 1991 was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-bd.

A MOTION REQUESTING POLICE DIRECTOR CELESTER TO INVESTIGATE 42-44 ASTOR STREET, AND ITS IMMEDIATE AREA, FOR ILLEGAL GAMBLING, PROSTITUTION AND SALE OF DRUGS was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-be.

A MOTION TO CONSIDER THE ESTABLISHMENT OF A SPORTS AUTHORITY, CONSISTING OF NON-PAID VOLUNTEERS IN ORDER TO MAINTAIN, CONSTRUCT AND REHABILITATE RECREATION FACILITIES THROUGHOUT THE CITY was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-bf.

A MOTION REQUESTING ENGINEERING DIRECTOR ZACH TO REVIEW TRAFFIC FLOW ON MUHAMMAD ALI AVENUE FROM DR. MARTIN LUTHER, JR. BOULEVARD TO IRVINE TURNER BOULEVARD TO DETERMINE A WAY OF SLOWING DOWN THE TRAFFIC WITH THE INSTALLATION OF A FLASHING TRAFFIC LIGHT was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-bg.

A MOTION REQUESTING THAT THE ADMINISTRATION USE ALL POSSIBLE LEGAL MEANS TO BRING SANCTIONS AGAINST THE OWNERS AND MANAGEMENT OF BRICK TOWERS, GARDEN SPIRES, SPRUCE SPIRES AND HILL MANOR FOR REPEATED VIOLATIONS OF THE NEWARK HOUSING CODE was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-bh.

A MOTION DIRECTING THE CITY CLERK TO FORWARD COPY OF VERBATIM TRANSCRIPT OF REMARKS MADE BY MS. GINA COWINS DURING HEARINGS OF CITIZENS TO MAYOR JAMES, BUSINESS ADMINISTRATOR GRANT, ENGINEERING DIRECTOR ZACH, POLICE DIRECTOR CELESTER AND TAX ASSESSOR FRISINA FOR THEIR ATTENTION AND APPROPRIATE RESPONSE was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-bl.

A MOTION REQUESTING THE NEW JERSEY DEPARTMENT OF TRANSPORTATION TO TRIM THE GREENERY ALONG ROUTE 78 ON THE BORDERLINE OF NEWARK'S SOUTH WARD AND THE IRVINGTON TOWNSHIP LINE was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-bj.

A MOTION REQUESTING POLICE DIRECTOR CELESTER TO ASSIGN POLICE OFFICERS TO PATROL THE VICINITY OF WAINWRIGHT STREET BETWEEN LYONS AND CLINTON AVENUES WHERE DRUG ACTIVITY IS VISIBLY PRESENT was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-bk.

A MOTION RESPECTFULLY REQUESTING THAT ESSEX COUNTY EXECUTIVE D'ALESSIO ASSIGN APPROPRIATE PERSONNEL TO CLEAN UP MAJOR COUNTY THOROUGHFARES, PARTICULARLY CHANCELLOR AND LYONS AVENUES IN NEWARK was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

7-M-bl.

A MOTION RESPECTFULLY REQUESTING THAT ESSEX COUNTY EXECUTIVE D'ALESSIO ASSIGN APPROPRIATE PERSONNEL TO CLEAN THE PROPERTY AS WELL AS REPAIR THE FENCING ON THE ELIZABETH AVENUE SIDE OF WEEQUAHIC PARK was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a.** **Communication from Business Administrator Grant, received September 2, 1992, enclosing proposed "Ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation to execute an easement agreement between the City of Newark and Harvey F. Gerber, Jr. of 102 Boggs Hill Road, Newton, Connecticut, for the purpose of allowing him driveway access to his property (Block 16507, Lot 3, in West Milford Township, County of Passaic, State of New Jersey) in compliance with West Milford Township Zoning requirements."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-n on page 9 in the minutes of this meeting)

- 8-b.** **The City Clerk presented Communication from Business Administrator Grant, received September 4, 1992, enclosing proposed "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Franklin Avenue)."**

(North Ward)

(Franklin Avenue:

West Side, beginning at the southerly curblin of Stephen Crane Plaza and extending 175 feet southerly therefrom.

Beginning at the northerly curblin of Stephen Crane Plaza and extending 140 feet northerly therefrom.

Beginning 130 feet south of the southerly curblin of Belmont Avenue (Belleville Town Line) and extending 175 feet southerly therefrom.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion directing the City Clerk to place this ordinance on the October 7, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

September 16, 1992

8-c.

The City Clerk presented Communication from Business Administrator Grant, received September 4, 1992, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance instituting position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (to institute the titles of Clinical Psychologist, Part-time and Psychiatric Social Worker, Part-time in the Department of Health and Human Services)."

(Clinical Psychologist,
Part-time 1 10/1/92 \$60,640.00 - \$60,640.00
20 Hours

Psychiatric Social Worker,
Part-time 1 10/1/92 11,947.50 - 11,947.50
(15 Hours))

(Ordinance instituting titles in Department of Health and Human Services to utilize funds from New Jersey Department of Human Services, Division of Mental Health and Hospitals. Positions are grant funded. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-n on pages 9 and 10 in the minutes of this meeting)

8-d.
(A.S.)

Communication from Business Administrator Grant, received September 16, 1992, enclosing proposed "Ordinance to amend Ordinance 6-S & F-g, dated May 6, 1992 to reflect that the exchange and conveyance of 212 Elizabeth Avenue, Block 261, Lot 1 was made pursuant to N.J.S.A. 40A:12-21(b) and that a redevelopment contract is authorized to embody the terms of the redevelopment pursuant to this statute. (Guyton Callahan American Legion Post)."

(East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o (A.S.) on pages 10 and 11 in the minutes of this meeting)

8-e.
(A.S.)

The City Clerk presented Communication from Business Administrator Grant, received September 16, 1992, enclosing proposed "Ordinance approving the purchase of premises commonly known as 13-19 Hedden Terrace a/k/a Block 3026, Lots 91 and 93 and 18 Osborne Terrace a/k/a Block 3026, Lot 13, (South Ward) Newark, New Jersey, by the City of Newark, from the Housing Authority of the City of Newark, for three hundred (\$300.00) dollars, pursuant to the provisions of N.J.S.A. 40A:12-5(a)(1)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

September 16, 1992

A motion directing the City Clerk to place this ordinance on the October 7, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

8-f.
(A.S.)

The City Clerk presented "Ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By re-codifying the ordinance to reflect changes in procedures and administration)."

A motion directing the City Clerk to place this ordinance on the October 7, 1992 Agenda of the Municipal Council for first reading was made by Council Member Harris, seconded by Council Member Tucker and adopted by President Bradley by the the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Carrino.

8-g.
(A.S.)

Proposed "ordinance to amend an ordinance entitled, 'An ordinance instituting a position in the Office of the City Clerk and establishing salary therefor,' (6-S & F-e) adopted May 4, 1977, as amended and supplemented (To institute the title of Building Maintenance Worker, in the Office of the City Clerk)."

(For action on this item, see Ordinance 6-F-p (A.S.) on pages 10 and 11 in the minutes of this meeting)

8-h.
(A.S.)

Proposed "Bond Ordinance providing a supplemental appropriation for the construction, reconstruction, and renovations to the City Archives, 295 Halsey Street, Newark, New Jersey, and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey."

(For action on this item, see Ordinance 6-F-q (A.S.) on pages 11 and 12 in the minutes of this meeting)

Petitions.

None.

September 16, 1992

PENDING BUSINESS ON THE AGENDA.

- 9-a. **Communication from Acting Business Administrator Hollar-Gregory, received August 19, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees in the Fire Department of the City of Newark, New Jersey,' (6-S & F-bf), adopted November 22, 1966. (To institute the title of Firefighter Bilingual in Spanish and English in the Department of Fire)."**

(Firefighter Bilingual in	(0)	8/31/92	\$30,802.72
Spanish and English			32,484.18
(42 Hours)			35,190.21
			36,748.57
			38,326.21)

(Instituting title in Department of Fire which more appropriately describes duties and responsibilities of employees currently serving in old titles. No salary change and no net increase in head-count.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-r on pages 11 and 12 in the minutes of this meeting)

- 9-b. **Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To institute the title of Affirmative Action Officer and to abolish the title Manager, Office of Affirmative Action in the Office of the Mayor)."**

(Affirmative Action 1 1/1/90 \$38,756.00 - \$47,108.00
Officer)

(Instituting position title and abolishing old in the Office of the Mayor which replaces a non-standard title with a New Jersey State Department of Personnel approved title. No salary change. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino, Rice.

September 16, 1992

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a.** The City Clerk reported the following Bingo and Raffle Licenses were issued from August 24, 1992 to September 4, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Combined Societies of St. Patrick's	10617 (Amended)
St. Columba P.T.A.	10730
St. Columba Rosary Society	10731
St. Columba Rosary Society	10732
St. Francis Xavier Home School Association	10734

RAFFLE LICENSE

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
United Hospitals Medical Center Foundation	10737

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent : Council Members Branch, Carrino, Rice.

- 11-b.** A motion to ratify street dedication was made by the Council of the Whole.

Corner of Clinton Avenue and Hedden Terrace - Reverend James H. Screven Plaza.

Stratford Place - Bishop Howard Smith Plaza.

The motion was adopted by the following votes:

Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.

President Bradley stated Council Members Carrino and Rice were absent because they had to attend a taping for New Jersey Network on the car theft situation in Newark and that Council Member Branch was absent due to being injured in a fall in City Hall.

September 16, 1992

ADJOURNMENT.

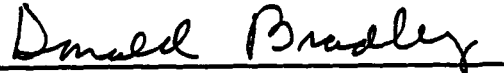
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Branch, Carrino, Rice.

This meeting adjourned at 9:55 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, September 29, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 12:25 P.M., for the purpose of holding a public hearing on the amendments and the final adoption of the 1992 Local Municipal Budget of the City of Newark and to consider any other related actions deemed necessary.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley, and City Clerk Robert P. Marasco, Clerk of the Municipal Council.

The City Clerk: A hearing on the Introduced Budget of the City of Newark, for the Year 1992 was established, held and closed on the 19th day of May, 1992.

On September 15, 1992, the Municipal Council amended the Budget and ordered the amendments to be published in The Star Ledger issue of September 25, 1992. The hearing on the amendments and any other related actions deemed necessary including consideration of final adoption of the budget shall take place on the 29th day of September, 1992, in the Council Chamber in the Newark City Hall, at 11:00 A. M., or as soon thereafter as the Council can convene.

Three copies of the amending resolution in the proper form, certified by the City Clerk, having been adopted by the Governing Body, were submitted to the Director of Local Government Services on September 21, 1992. Said amendments were verbally approved by the Division of Local Government Services on September 29, 1992.

This being the date, time and place for the public hearing on the amendments to the Budget of the City of Newark for the Year 1992, the President is respectfully requested to declare open the hearing on the amendments as advertised in the September 25, 1992 issue of the Star Ledger.

President Bradley: The hearing on the amendments to the Budget of the City of Newark for the Year 1992, as advertised, is now declared open.

MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council questioning how the Council could continue to raise taxes and operate when it enters the budgetary process each year in a deficit.

A lengthy discussion was held by the Members of the Municipal Council.

No one else appearing, a motion to close the hearing on the amendments was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

(Council Member Carrino left the meeting at 12:44 P.M.)

RESOLUTIONS.

7-R-a. (S)

Resolution further amending the Budget for the Year 1992 as Introduced May 19, 1992 and amended September 15, 1992.

A motion to further amend the budget by changing the following:

Amount to be Raised by Taxes for		
Support of Municipal Budget:		
a) Local Tax for Municipal		
Purposes Including		
Reserve for Uncollected Taxes	90,960,718.00	90,375,984.00
b) Addition to Local District		
School Tax		584,734.00
Total Amount to be Raised by		
Taxes for Support of Municipal		
Budget	90,960,718.00	90,960,718.00

BE IT FURTHER RESOLVED, that three copies of this resolution be filed in the Office of the Director of the Local Government Services for his certification of the 1992 Local Municipal Budget, as amended.

September 29, 1992

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the Governing Body on the 29th day of September, was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Branch, Carrino.

7-R-b. (S)

Resolution adopting the Budget for the Year 1992, as Introduced May 19, 19, 1992 and amended September 15, 1992 and further amended September 29, 1992.

The City Clerk read the following:

WHEREAS, the Local Municipal Budget for the Year 1992 was introduced on the 19th day of May, 1992; and

WHEREAS, the public hearing on said budget and amendment has been held and advertised; and

A motion to defer action on the resolution and directing the City Clerk to place this resolution on the September 30, 1992 Special Meeting of the Municipal Council was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Branch, Carrino.

President Bradley recessed the meeting until Wednesday, September 30, 1992, at 10:00 A.M.

This meeting adjourned at 1:12 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, September 29, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:13 P.M.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani,
President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Branch, Carrino.

City Clerk Marasco read letter dated September 25, 1992, from his Honor, Mayor Sharpe James, adding the following legislation to the special meeting agenda of the Municipal Council for Tuesday, September 29, 1992, at 11:00 A.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

An ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 36, 37, 38, 39, 41, 42, 43, 4, 46, 47 and 52 (aka 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, all lots (aka 399-425 Springfield Avenue, 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-of-Way of Fairmount Avenue (Central Ward). (6-Ph, S & F-j, deferred 9/16/92)

Resolution declaring an emergency exists as to an "Ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 36, 37, 38, 39, 41, 42, 43, 4, 46, 47 and 52 (aka 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, all lots (aka 399-425 Springfield Avenue, 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-of-Way of Fairmount Avenue (Central Ward)," Ordinance 6-Ph, S & F-a (S-2), being finally adopted September 29, 1992, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the Laws of the State of New Jersey.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on September 25, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice of this meeting."

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a. (S-2)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 36, 37, 38, 39, 41, 42, 43, 4, 46, 47 and 52 (aka 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, all lots (aka 399-425 Springfield Avenue, 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-of-Way of Fairmount Avenue (Central Ward).

September 29, 1992

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution 7Rde(A.S.), dated July 8, 1992, did determine that CITY TAX BLOCK 2601, LOTS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; AND 52 (A/K/A 361-385 SPRINGFIELD AVENUE; 341-375 BERGEN STREET; 117-147 17TH AVENUE; AND 418-422 FAIRMOUNT AVENUE); CITY TAX BLOCK 2603, ALL LOTS (A/K/A 399-425 SPRINGFIELD AVENUE; 411-425 FAIRMOUNT AVENUE; 2-24 HIGHLAND STREET; AND 2-22 MAGNOLIA STREET); AND THAT PORTION OF THE RIGHT-OF WAY OF FAIRMOUNT AVENUE LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES FROM THE SOUTHERLY LINE OF SPRINGFIELD AVENUE TO THE NORTHERLY LINE OF THE JUNCTION OF 17TH AVENUE AND HIGHLAND STREET, hereinafter called "Area," is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; and

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on July 20, 1992, recommending the adoption of the Sportsworld Redevelopment Plan and the Feasibility of Relocation for CITY TAX BLOCK 2601, LOTS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; AND 52 (A/K/A 361-385 SPRINGFIELD AVENUE; 341-375 BERGEN STREET; 117-147 17TH AVENUE; AND 418-422 FAIRMOUNT AVENUE); CITY TAX BLOCK 2603, ALL LOTS (A/K/A 399-425 SPRINGFIELD AVENUE; 411-425 FAIRMOUNT AVENUE; 2-24 HIGHLAND STREET; AND 2-22 MAGNOLIA STREET); AND THAT PORTION OF THE RIGHT-OF WAY OF FAIRMOUNT AVENUE LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES FROM THE SOUTHERLY LINE OF SPRINGFIELD AVENUE TO THE NORTHERLY LINE OF THE JUNCTION OF 17TH AVENUE AND HIGHLAND STREET, hereinafter called "Redevelopment Plan," copies of both Resolution and Redevelopment Plan are annexed hereto and made a part hereof; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendation; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area conforms to the Master Plan of the City of Newark.

SECTION 2. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

September 29, 1992

SECTION 4. In order to facilitate the implementation of the Redevelopment Plan for said Area, the Municipal Council hereby finds and determines that certain official action must be taken by this Body and, accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan; and (b) requests that the various officials, departments, boards and agencies of the City of Newark, having administrative responsibility in the premises, cooperate to such an end and exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance and take appropriate action upon proposals and measures designed to effectuate the same.

SECTION 5. Development activity pursuant to the Redevelopment Plan shall only be related to said Area and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. The Redevelopment Plan for said Area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. This Ordinance shall take effect upon final passage and publication in accordance with Law.

STATEMENT OF PURPOSE

Passage of this legislation will approve the Sportsworld Redevelopment Plan which creates a special recreational use district which will facilitate the development of an indoor multipurpose recreational facility.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance and directing the City Clerk to place this item on the regular meeting of the Municipal Council for Wednesday, October 7, 1992, at 1:00 P.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Branch, Carrino.

RESOLUTIONS.

-a. (S-2)

Resolution declaring an emergency exists as to an "Ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 51, 24, 25, 26, 27, 28, 29, 32, 33, 35, 36, 37, 38, 39, 41, 42, 43, 4, 46, 47 and 52 (aka 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, all lots (aka 399-425 Springfield Avenue, 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-of-Way of Fairmount Avenue (Central Ward)," Ordinance 6-Ph, S & F-a (S-2), being finally adopted September 29, 1992, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the Laws of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

September 29, 1992

A motion to defer action on the resolution and directing the City Clerk to place this item on the regular meeting of the Municipal Council for Wednesday, October 7, 1992, at 1:00 P.M., or as soon thereafter as practical, in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani,
President Bradley.

Absent: Council Members Branch, Carrino.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani,
President Bradley.

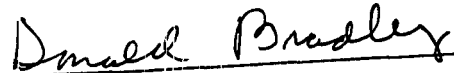
Absent: Council Member Branch, Carrino.

This meeting adjourned at 1:15 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

September 30, 1992

An adjourned special meeting to consider final adoption of the 1992 Local Municipal Budget was scheduled for September 29, 1992 of the Municipal Council of the City of Newark, New Jersey, scheduled for the above date, at 11:00 A.M., in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, New Jersey.

City Clerk Marasco called the meeting to order at 12 Noon and asked for roll call.

Present: City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

City Clerk Marasco, citing the Administrative Code of the City stated, "In accordance with Rule XI, of Title 2, 'A majority of the whole number of Members of the Council shall constitute a quorum. Except as may be otherwise provided for in Rule III, should no quorum attend within 30 minutes after the hour appointed for the meeting of the Council, a majority on the members present, or the Clerk or his designee, may thereupon the meeting until another day or hour.'"

The City Clerk stated this special meeting is adjourned to Friday, October 2, 1992, at 11:00 A.M., or as soon thereafter as practical, in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, New Jersey.

This meeting adjourned at 12:02 P.M.

APPROVED:



Robert P. Marasco
City Clerk

Newark, New Jersey, October 2, 1992

An adjourned meeting of September 29, 1992 and September 30, 1992 of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 12:11 P.M. for the purpose of final adoption of the 1992 Local Municipal Budget of the City of Newark and to consider any other related actions deemed necessary.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

RESOLUTIONS.

7-R-a. (S-1)

Resolution adopting the Budget for the Year 1992, as Introduced May 19, 1992 and amended September 15, 1992 and further amended September 29, 1992.

The City Clerk read the following:

BE IT RESOLVED by the Municipal Council of the City of Newark, County of Essex, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

(a) \$90,375,984. for Municipal Purposes

(c) 584,734. to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts.

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Tucker.

A lengthy discussion was held by the Members of the Municipal Council.

The motion was declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Tucker, Villani, President Bradley.

No: Council Member Martinez.

Not Voting: Council Member Rice.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

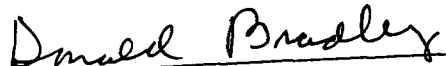
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

This meeting adjourned at 12:45 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

1000

1000

1000

1000

1000

1000

1000

1000

1000

1000

1000

1000

Newark, New Jersey, October 7 , 1992

Prior to the regularly scheduled meeting, various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:35 P.M.

The audience rose for the National Anthem.

The Invocation was offered by Reverend Benjamin Piazza, St. Francis Xavier Church.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Karen Halligan, Public Relations Consultant Delores Wheat, Intergovernmental Liaison Joseph Bradley, Detective Joseph Towe and Detective Lloyd Petermen, Sergeants-At-Arms.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Star Ledger and the Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on September 30, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a. The City Clerk presented Report of Office of City Clerk, for months of July and August, 1992.

A motion that the Report be received and placed on file was made by the Council of the Whole adopted by the following votes:

Yes: Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

4-b. The City Clerk presented Report of Investments and Time Deposits Purchased for the months of February, 1992 through August, 1992.

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole.

October 7, 1992

The City Clerk stated, "In accordance with the regulations as issued by the Division of Local Government Services of the Department of Community Affairs, listed below is the Report of Investments and Time Deposits Purchased for months of February, 1992 through August, 1992."

INVESTMENTS & TIME DEPOSITS PURCHASED
February thru August, 1992

sheet 1

Current Fund

February, 1992

CD# 000 351,375, \$10,000,000.00, 3.760%, dated 02-03-92, 02-14-92 maturity, First Fidelity Bank, safekeeping-First Fidelity.
550 Broad St, Newark, N.J..
CD# 000 352,916, \$ 6,000,000.00, 3.760%, dated 02-05-92, 03-02-92 maturity, First Fidelity Bank, safekeeping-First Fidelity.
CD# 000 381,203, \$ 3,500,000.00, 3.750%, dated 02-06-92, 02-28-92 maturity, Midlantic National, safekeeping-Midlantic.
80 Park Plaza, Newark, N.J.
CD# 000 381,204, \$ 3,500,000.00, 3.850%, dated 02-06-92, 03-13-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 381,216, \$ 2,000,000.00, 3.850%, dated 02-07-92, 03-13-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 381,256, \$ 3,000,000.00, 3.850%, dated 02-11-92, 03-27-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 381,288, \$ 4,500,000.00, 3.750%, dated 02-13-92, 02-20-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 381,912, \$ 5,500,000.00, 3.800%, dated 02-14-92, 02-21-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 381,925, \$12,500,000.00, 3.750%, dated 02-18-92, 02-28-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 381,949, \$ 7,500,000.00, 3.650%, dated 02-20-92, 02-28-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 381,970, \$ 5,500,000.00, 3.650%, dated 02-21-92, 03-02-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 382,017, \$17,000,000.00, 3.500%, dated 02-28-92, 03-06-92 maturity, Midlantic National, safekeeping-Midlantic.
\$80,500,000.00 Subtotal-Current Fund Investments & Time Deposits Purchased February, 1992.

March, 1992

CD# 000 382,040, \$12,000,000.00, 3.750%, dated 03-02-92, 03-16-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 382,039, \$12,000,000.00, 3.750%, dated 03-02-92, 03-30-93 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 364,468, \$15,000,000.00, 3.670%, dated 03-06-92, 03-13-92 maturity, First Fidelity Bank, safekeeping-First Fidelity.
CD# 000 382,129, \$15,000,000.00, 3.750%, dated 03-13-92, 04-13-92 maturity, Midlantic National, safekeeping-Midlantic.

INVESTMENTS & TIME DEPOSITS PURCHASED
February thru August, 1992

sheet 2

Current Fund

March, 1992, con't.

CD# 000 367,830, \$14,000,000.00, 3.620%, dated 03-16-92, 03-23-92 maturity, First Fidelity Bank, safekeeping-First Fidelity.
CD# 000 368,925, \$ 1,500,000.00, 3.760%, dated 03-18-92, 05-01-92 maturity, First Fidelity Bank, safekeeping-First Fidelity.
CD# 000 369,583, \$ 1,000,000.00, 3.760%, dated 03-19-92, 05-01-92 maturity, First Fidelity Bank, safekeeping-First Fidelity.
CD# 000 370,513, \$14,000,000.00, 3.520%, dated 03-23-92, 03-30-93 maturity, First Fidelity Bank, safekeeping-First Fidelity.
CD# 000 371,847, \$ 550,000.00, 3.620%, dated 03-25-92, 04-01-92 maturity, First Fidelity Bank, safekeeping-First Fidelity.
CD# 000 373,910, \$ 5,000,000.00, 3.520%, dated 03-30-92, 04-06-92 maturity, First Fidelity Bank, safekeeping-First Fidelity.
CD# 000 373,911, \$ 6,000,000.00, 3.520%, dated 03-30-92, 04-10-92 maturity, First Fidelity Bank, safekeeping-First Fidelity.
CD# 000 382,344, \$ 6,000,000.00, 3.650%, dated 03-30-92, 04-24-92 maturity, Midlantic National Bank, safekeeping-Midlantic.
CD# 000 382,345, \$ 5,500,000.00, 3.750%, dated 03-30-92, 05-01-92 maturity, Midlantic National Bank, safekeeping-Midlantic.
\$107,550,000.00 Subtotal-Current Fund Investments & Time Deposits Purchased March, 1992.

April, 1992

CD# 000 382,344, \$10,000,000.00, 3.700%, dated 04-13-92, 05-15-92 maturity, Midlantic National Bank, safekeeping-Midlantic.
CD# 000 382,343, \$ 5,000,000.00, 3.600%, dated 04-13-92, 05-01-92 maturity, Midlantic National Bank, safekeeping-Midlantic.
CD# 000 382,391, \$ 2,000,000.00, 3.600%, dated 04-16-92, 04-24-92 maturity, Midlantic National Bank, safekeeping-Midlantic.
CD# 000 382,406, \$ 4,000,000.00, 3.600%, dated 04-20-92, 05-08-92 maturity, Midlantic National Bank, safekeeping-Midlantic.
CD# 000 382,458, \$ 4,400,000.00, 3.600%, dated 04-24-92, 05-01-92 maturity, Midlantic National Bank, safekeeping-Midlantic.
CD# 000 382,486, \$ 2,500,000.00, 3.600%, dated 04-28-92, 05-08-92 maturity, Midlantic National Bank, safekeeping-Midlantic.
CD# 000 382,505, \$ 3,500,000.00, 3.600%, dated 04-30-92, 05-22-92 maturity, Midlantic National Bank, safekeeping-Midlantic.
\$31,400,000.00 Subtotal-Current Fund Investments & Time Deposits Purchased April, 1992.

INVESTMENTS & TIME DEPOSITS PURCHASED
February thru August, 1992

sheet 3

Current Fund

May, 1992

CD# 000 382,521, \$ 3,000,000.00, 3.600%, dated 05-01-92, 05-08-92 maturity, Midlantic National, safekeeping-Midlantic.
 CD# 000 382,538, \$ 3,500,000.00, 3.600%, dated 05-05-92, 05-15-92 maturity, Midlantic National, safekeeping-Midlantic.
 CD# 000 403,241, \$ 9,000,000.00, 3.620%, dated 05-07-92, 06-01-92 maturity, First Fidelity, safekeeping-First Fidelity.
 CD# 000 382,592, \$ 3,000,000.00, 3.600%, dated 05-08-92, 05-15-92 maturity, Midlantic National, safekeeping-Midlantic.
 CD# 000 382,627, \$ 3,500,000.00, 3.600%, dated 05-13-92, 06-19-92 maturity, Midlantic National, safekeeping-Midlantic.
 CD# 000 382,625, \$ 4,000,000.00, 3.600%, dated 05-13-92, 06-05-92 maturity, Midlantic National, safekeeping-Midlantic.
 CD# 000 382,611, \$15,000,000.00, 3.600%, dated 05-15-92, 05-29-92 maturity, Midlantic National, safekeeping-Midlantic.
 CD# 000 382,662, \$ 3,000,000.00, 3.600%, dated 05-15-92, 05-22-92 maturity, Midlantic National, safekeeping-Midlantic.
 CD# 000 382,715, \$ 6,500,000.00, 3.600%, dated 05-22-92, 05-29-92 maturity, Midlantic National, safekeeping-Midlantic.
 CD# 000 382,671, \$21,500,000.00, 3.600%, dated 05-29-92, 06-05-92 maturity, Midlantic National, safekeeping-Midlantic.
\$72,000,000.00 Subtotal-Current Fund Investments & Time Deposits Purchased May, 1992.

June, 1992

CD# 000 409,396, \$ 9,000,000.00, 3.610%, dated 06-01-92, 07-01-92 maturity, First Fidelity Bank, safekeeping-First Fidelity.
 CD# 000 382,817, \$18,000,000.00, 3.500%, dated 06-05-92, 06-12-92 maturity, Midlantic National, safekeeping-Midlantic.
\$27,000,000.00 Subtotal-Current Fund Investments & Time Deposits Purchased June, 1992.

July, 1992

CD# 3737 00,126, \$ 6,000,000.00, 3.350%, dated 07-13-92, 07-20-92 maturity, Summit Trust, safekeeping-Summit Trust.
 One Newark Center, Newark, N.J.
 CD# 000 383,422, \$15,000,000.00, 3.300%, dated 07-15-92, 07-31-92 maturity, Midlantic National, safekeeping-Midlantic.

INVESTMENTS & TIME DEPOSITS PURCHASED
February thru August, 1992

sheet 4

Current Fund

July, 1992, cont.

CD# 3737 00,378, \$ 6,000,000.00, 3.350%, dated 07-20-92, 07-27-92 maturity, Summit Trust, safekeeping-Summit Trust.
CD# 3737 00,177, \$ 6,000,000.00, 3.250%, dated 07-27-92, 08-03-92 maturity, Summit Trust, safekeeping-Summit Trust.

\$33,000,000.00 Subtotal-Current Fund Investments & Time Deposits Purchased July, 1992.

August, 1992

CD# 3737 00,223, \$ 6,000,000.00, 3.250%, dated 08-03-92, 08-10-92 maturity, Summit Trust, safekeeping-Summit Trust.
CD# 3737 00,274, \$13,000,000.00, 3.250%, dated 08-06-92, 08-14-92 maturity, Summit Trust, safekeeping-Summit Trust.
CD# 000 383,633, \$ 6,000,000.00, 3.300%, dated 08-10-92, 08-17-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 383,707, \$ 6,000,000.00, 3.300%, dated 08-17-92, 08-24-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 383,793, \$ 6,000,000.00, 3.300%, dated 08-24-92, 08-31-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 3737 00,193, \$10,000,000.00, 3.200%, dated 08-31-92, 09-11-92 maturity, Summit Trust, safekeeping-Summit Trust.
CD# 3737 00,258, \$ 4,000,000.00, 3.200%, dated 08-31-92, 09-25-92 maturity, Summit Trust, safekeeping-Summit Trust.

\$51,000,000.00 Subtotal-Current Fund Investments & Time Deposits Purchased August, 1992.

\$402,450,000.00 Total Current Fund Investments & Time Deposits Purchased February thru August, 1992.

October 7, 1992

INVESTMENTS & TIME DEPOSITS PURCHASED
February thru August, 1992

sheet 5

Trust Fund

CD# 000 371,485, \$ 300,000.00, 3.620%, dated 03-25-92, 04-01-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
CD# 000 374,846, \$ 400,000.00, 3.520%, dated 04-01-92, 04-08-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
CD# 000 377,587, \$ 1,200,000.00, 3.520%, dated 04-08-92, 04-15-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
CD# 000 382,378, \$ 1,200,000.00, 3.600%, dated 04-15-92, 04-28-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 382,485, \$ 2,000,000.00, 3.600%, dated 04-28-92, 05-13-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 382,624, \$ 2,000,000.00, 3.600%, dated 05-13-92, 06-01-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 409,395, \$ 2,000,000.00, 3.610%, dated 06-01-92, 07-01-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
CD# 3737 00,053, \$ 2,000,000.00, 3.550%, dated 07-02-92, 08-03-92 maturity, Summit Trust, safekeeping-Summit Trust.
CD# 3737 00,215, \$ 2,000,000.00, 3.250%, dated 08-03-92, 08-10-92 maturity, Summit Trust, safekeeping-Summit Trust.
CD# 000 383,634, \$ 2,000,000.00, 3.300%, dated 08-10-92, 08-17-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 383,708, \$ 1,750,000.00, 3.300%, dated 08-17-92, 08-24-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 383,792, \$ 1,750,000.00, 3.300%, dated 08-24-92, 08-31-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 3737 00,231, \$ 1,750,000.00, 3.200%, dated 08-31-92, 09-11-92 maturity, Summit Trust, safekeeping-Summit Trust.
\$20,350,000.00 Trust Fund Investments & Time Deposits Purchased February thru August, 1992.

HCDA Trust

CD# 3737 00,096, \$ 2,500,000.00, 3.550%, dated 06-26-92, 07-10-92 maturity, Summit Trust, safekeeping-Summit Trust.
CD# 3737 00,118, \$ 2,500,000.00, 3.450%, dated 07-10-92, 08-11-92 maturity, Summit Trust, safekeeping-Summit Trust.
CD# 000 383,641, \$ 2,500,000.00, 3.375%, dated 08-11-92, 09-15-92 maturity, Midlantic National, safekeeping-Midlantic.
\$ 7,500,000.00 HCDA Trust Fund Investments & Time Deposits Purchased February thru August, 1992.

INVESTMENTS & TIME DEPOSITS PURCHASED
February thru August, 1992

sheet 6

Water Utility FundFebruary, 1992

CD# 000 351,376, \$ 2,500,000.00, 3.760%, dated 02-03-92, 02-14-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
 CD# 000 352,915, \$ 500,000.00, 3.760%, dated 02-05-92, 03-02-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
 CD# 000 381,217, \$ 1,200,000.00, 3.850%, dated 02-07-92, 03-13-92 maturity, Midlantic National Bank, safekeeping-Midlantic
 CD# 000 381,913, \$ 1,100,000.00, 3.800%, dated 02-14-92, 02-21-92 maturity, Midlantic National Bank, safekeeping-Midlantic
 CD# 000 381,969, \$ 1,100,000.00, 3.650%, dated 02-21-92, 03-02-92 maturity, Midlantic National Bank, safekeeping-Midlantic
\$ 6,400,000.00 Subtotal: Water Utility Investments & Time Deposits Purchased February, 1992.

March, 1992

CD# 000 362,645, \$ 8,000,000.00, 3.500%, dated 03-03-92, 03-10-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
 CD# 000 382,096, \$ 6,000,000.00, 3.650%, dated 03-10-92, 03-24-92 maturity, Midlantic National Bank, safekeeping-Midlantic
 CD# 000 382,130, \$ 1,500,000.00, 3.750%, dated 03-13-92, 04-13-92 maturity, Midlantic National Bank, safekeeping-Midlantic
 CD# 000 382,196, \$ 6,000,000.00, 3.750%, dated 03-24-92, 05-01-92 maturity, Midlantic National Bank, safekeeping-Midlantic
 CD# 000 371,846, \$ 350,000.00, 3.620%, dated 03-25-92, 04-01-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
 CD# 000 373,909, \$ 550,000.00, 3.520%, dated 03-30-92, 04-06-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
\$22,400,000.00 Subtotal: Water Utility Investments & Time Deposits Purchased March, 1992.

April, 1992

CD# 000 374,847, \$ 600,000.00, 3.520%, dated 04-01-92, 04-08-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
 CD# 000 382,290, \$ 800,000.00, 3.650%, dated 04-06-92, 05-01-92 maturity, Midlantic National Bank, safekeeping-Midlantic
 CD# 000 382,304, \$ 600,000.00, 3.650%, dated 04-08-92, 04-22-92 maturity, Midlantic National Bank, safekeeping-Midlantic
 CD# 000 382,345, \$ 2,000,000.00, 3.600%, dated 04-13-92, 05-01-92 maturity, Midlantic National Bank, safekeeping-Midlantic

INVESTMENTS & TIME DEPOSITS PURCHASED
February thru August, 1992

sheet 7

Water Utility Fund

April, 1992, con't.

CD# 000 382,407, \$ 1,500,000.00, 3.600%, dated 04-20-92, 05-08-92 maturity, Midlantic National Bank, safekeeping-Midlantic
CD# 000 382,540, \$ 600,000.00, 3.700%, dated 04-22-92, 06-01-92 maturity, Midlantic National Bank, safekeeping-Midlantic
CD# 000 382,505, \$ 500,000.00, 3.600%, dated 04-30-92, 05-22-92 maturity, Midlantic National Bank, safekeeping-Midlantic
\$ 6,600,000.00 Subtotal: Water Utility Investments & Time Deposits Purchased April, 1992.

May, 1992

CD# 000 382,522, \$ 8,600,000.00, 3.600%, dated 05-01-92, 05-08-92 maturity, Midlantic National Bank, safekeeping-Midlantic
CD# 000 382,539, \$ 500,000.00, 3.600%, dated 05-05-92, 05-15-92 maturity, Midlantic National Bank, safekeeping-Midlantic
CD# 000 403,242, \$ 1,000,000.00, 3.620%, dated 05-07-92, 06-01-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
CD# 000 382,592, \$10,300,000.00, 3.600%, dated 05-08-92, 06-01-92 maturity, Midlantic National Bank, safekeeping-Midlantic
CD# 000 382,663, \$ 1,500,000.00, 3.700%, dated 05-15-92, 06-15-92 maturity, Midlantic National Bank, safekeeping-Midlantic
CD# 000 382,716, \$ 1,500,000.00, 3.600%, dated 05-22-92, 05-29-92 maturity, Midlantic National Bank, safekeeping-Midlantic
CD# 000 382,762, \$ 1,500,000.00, 3.600%, dated 05-29-92, 06-05-92 maturity, Midlantic National Bank, safekeeping-Midlantic
\$25,100,000.00 Subtotal: Water Utility Investments & Time Deposits Purchased May, 1992.

June, 1992

CD# 000 409,402, \$12,000,000.00, 3.610%, dated 06-01-92, 07-01-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
CD# 000 382,818, \$ 1,500,000.00, 3.500%, dated 06-05-92, 06-12-92 maturity, Midlantic National Bank, safekeeping-Midlantic
\$13,500,000.00 Subtotal: Water Utility Investments & Time Deposits Purchased June, 1992.

INVESTMENTS & TIME DEPOSITS PURCHASED
February thru August, 1992

sheet 8

Water Utility FundJuly, 1992

CD# 3737 00,064, \$ 8,000,000.00, 3.450%, dated 07-02-92, 07-09-92 maturity, Summit Trust, safekeeping-Summit Trust.
 CD# 3737 00,088, \$ 8,000,000.00, 3.350%, dated 07-09-92, 07-17-92 maturity, Summit Trust, safekeeping-Summit Trust.
 CD# 3737 00,134, \$ 2,500,000.00, 3.350%, dated 07-13-92, 07-20-92 maturity, Summit Trust, safekeeping-Summit Trust.
 CD# 3737 00,142, \$ 8,000,000.00, 3.350%, dated 07-17-92, 07-31-92 maturity, Summit Trust, safekeeping-Summit Trust.
 CD# 3737 00,169, \$ 3,000,000.00, 3.350%, dated 07-20-92, 07-27-92 maturity, Summit Trust, safekeeping-Summit Trust.
 CD# 3737 00,185, \$ 3,000,000.00, 3.250%, dated 07-27-92, 08-03-92 maturity, Summit Trust, safekeeping-Summit Trust.
\$32,500,000.00 Subtotal: Water Utility Investments & Time Deposits Purchased July, 1992.

August, 1992

CD# 3737 00,207, \$ 3,000,000.00, 3.250%, dated 08-03-92, 08-10-92 maturity, Summit Trust, safekeeping-Summit Trust.
 CD# 000 383,635, \$ 3,000,000.00, 3.300%, dated 08-10-92, 08-17-92 maturity, Midlantic National Bank, safekeeping Midlantic.
 CD# 000 383,706, \$ 3,000,000.00, 3.300%, dated 08-17-92, 08-24-92 maturity, Midlantic National Bank, safekeeping Midlantic.
 CD# 000 383,791, \$ 3,000,000.00, 3.300%, dated 08-24-92, 08-31-92 maturity, Midlantic National Bank, safekeeping Midlantic.
\$12,000,000.00 Subtotal: Water Utility Investments & Time Deposits Purchased August, 1992.
\$118,500,000.00 Total: Water Utility Investments & Time Deposits Purchased February thru August, 1992.

INVESTMENTS & TIME DEPOSITS PURCHASED
February thru August, 1992

sheet 9

Capital Fund

CD# 000 369,822, \$	1,980,000.00, 3.600%, dated 03-20-92, 03-27-92 maturity, First Fidelity Bank, safekeeping-First Fidelity
CD# 000 382,255, \$	775,000.00, 3.650%, dated 03-31-92, 04-14-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 382,352, \$	775,000.00, 3.600%, dated 04-14-92, 04-27-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 382,471, \$	675,000.00, 3.600%, dated 04-27-92, 05-11-92 maturity, Midlantic National, safekeeping-Midlantic.
CD# 000 382,608, \$	375,000.00, 3.600%, dated 05-11-92, 05-25-92 maturity, Midlantic National, safekeeping-Midlantic.
<u>\$ 4,580,000.00</u>	Total Capital Fund Investments & Time Deposits Purchased February thru August, 1992.
<u>\$553,380,000.00</u>	Grand Total: Investments & Time Deposits Purchased February thru August, 1992.

October 7, 1992

The motion was adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez,
Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Rice.

4-c. The City Clerk presented 1991 Annual Report of Police Department.

A motion that the Report be received and placed on file was made by the Council of the Whole adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Rice.

4-d. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held August 21, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Rice.

4-e. The City Clerk presented Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held August 21, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Rice.

4-f. The City Clerk presented Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held June 29, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Rice.

4-g. The City Clerk presented Copy of Minutes of Special Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held June 29, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent During Roll Call: Council Member Rice.

October 7, 1992

4-h. The City Clerk presented Copy of Minutes of Meeting of Housing Authority of City of Newark, held July 16, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

4-i. The City Clerk presented Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held July 16, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

4-j. The City Clerk presented 1991 Annual Report of Newark Museum.

A motion that the Report be received and placed on file was made by the Council of the Whole adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

BOARD OF ADJUSTMENT APPEAL

4-A-1. The City Clerk read in the Matter of Application of Philip Hellriegel, Applicant and Owner, to permit in a 2nd Industrial Zone, the sale of cars, Trucks and Trailers which is permitted by conditional use only, and Steel Tubing Storage which is not a permitted use on property located at 2-34 Brill Street, Newark, New Jersey.

(East Ward)

(Copy of transcript submitted to each Member of the Council)

(Board of Adjustment hearing held June 24, 1992 and July 15, 1992)

(Transcripts filed August 18, 1992 and September 23, 1992)

The Board of Adjustment at its regular meeting held June 24, 1992 adjourned this application to July 15, 1992.

The Board of Adjustment at its regular meeting held July 15, 1992, approved the application by 5 ayes, 1 nay and 1 abstention.

An appeal in this matter was filed in the Office of the City Clerk on August 7, 1992 by The Fleming Avenue/Brill Street/Christie Street/Richard Street Neighborhood Committee.

October 7, 1992

The transcripts in connection with this matter were received on August 18, 1992 and September 23, 1992. Each Member of the Council was furnished with copies of the transcript and other parts of the record.

On August 19, 1992, the City Clerk notified the applicant, the applicant's attorney and the appellant that an appeal in this matter would be heard by the Municipal Council at their regular meeting September 16, 1992, at 7:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

A meeting was held September 16, 1992, and the Municipal Council deferred action on the application.

On September 17, 1992, the City Clerk notified the applicant, the applicant's attorney and the appellants that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 7, 1992, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

City Clerk Marasco read letter dated September 29, 1992 from Bette R. Grayson, Attorney for Applicant, "Pursuant to the regular meeting of the Municipal Council scheduled for October 7, 1992, I respectfully request an adjournment as I will be observing Yom Kippur (Jewish Day of Atonement). I have recently spoken with my client, Mr. Philip Hellriegel and he has advised me that he will be out of State on October 21, 1992. I would very much appreciate it if you would schedule this matter again at your regularly scheduled meeting after October 21, 1992 and please notify this office accordingly."

A motion to defer action on the application until the November 4, 1992, Council meeting was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

4-A-2.

The City Clerk read **In the Matter of Application of Irongates Associates, Inc., Applicant, (Ironbound Educational & Cultural Center) Owner, to permit in a 2nd Industrial District, a Public Pay Parking Lot which is not a permitted use; subject to site plan approval, on property located at 15-21 Mc Whorter Street, A/K/A 14-18 Bruen Street.**

(East Ward)

(Copy of transcript submitted to each Member of the Council)

(Board of Adjustment hearing held August 12, 1992)

(Transcript filed September 23, 1992)

The Board of Adjustment at its regular meeting held August 12, 1992, approved the application by 7 ayes and 0 nays.

An appeal in this matter was filed in the Office of the City Clerk on September 15, 1992 by Ironbound Educational and Cultural Center.

The transcript in connection with this matter was received on September 23, 1992, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

October 7, 1992

On September 23, 1992, the City Clerk notified the applicant, the applicant's attorney, the appellant and the appellants attorney that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 7, 1992, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

City Clerk Marasco read letter dated October 2, 1992 from Bette R. Grayson, Attorney for the Applicant, "Pursuant to the regular meeting of the Municipal Council scheduled for October 7, 1992, I respectfully request an adjournment as I will be observing Yom Kippur (Jewish Day of Atonement). On October 21, 1992, I cannot attend at 7:00 P.M. because of a prior commitment. I would very much appreciate it if you would reschedule this for the first meeting in November. Kindly notify this office accordingly. Thank you for your attention to this matter."

A motion to defer action on the application until the November 4, 1992 Council meeting was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

ORDINANCES AND HEARINGS OF CITIZENS.

Ordinances on First Reading.

President Bradley called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting Oriental Street as a One-Way Street.**

(North Ward)

(Oriental Street:

Eastbound, from Broadway to McCarter Highway)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Harris, Rice.

6-F-b.

The City Clerk read **An ordinance to create a "Water/Sewerage Utility" in the City of Newark, in the County of Essex, State of New Jersey, and to authorize rules and regulations to carry out the objective and purposes thereof.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Harris, Rice.

6-F-c.

The City Clerk read **An ordinance establishing with the Office of the Mayor and in Chapter 2 of the Revised Ordinance of the City of Newark a Water and Sewer Commission.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Harris, Rice.

(The following ordinance (6-F-d) was considered after Ordinance 6-F-p (A.S.) in the minutes of this meeting.)

6-F-d.

The City Clerk read **Ordinance amending Title 15, Housing, Chapter 4, Dwellings; Responsibility of Owner and Operator for General Maintenance; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding a new Article 12, requiring owners of multiple dwelling units to have a superintendent available on the premises at all times).**

(3 or more apartments)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeases are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

6-F-e.

The City Clerk read An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Franklin Avenue).

(North Ward)

(Franklin Avenue:

West Side, beginning at the southerly curblin of Stephen Crane Plaza and extending 175 feet southerly therefrom.

Beginning at the northerly curblin of Stephen Crane Plaza and extending 140 feet northerly therefrom.

Beginning 130 feet south of the southerly curblin of Belmont Avenue (Belleville Town Line) and extending 175 feet southerly therefrom.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

President Bradley: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

Council Member Harris, through the Chair, directed the City Clerk to forward a listing of all expenditures in connection with the Donald Jackson Project to Ms. Donna Jackson.

6-F-f.

The City Clerk read An ordinance approving the purchase of premises commonly known as 13-19 Hedden Terrace a/k/a Block 3026, Lots 91 and 93 and 18 Osborne Terrace a/k/a Block 3026, Lot 13, (South Ward) Newark, New Jersey, by the City of Newark, from the Housing Authority of the City of Newark, for three hundred (\$300.00) dollars, pursuant to the provisions of N.J.S.A. 40A:12-5(a)(1).

(Being acquired to sell to Newark Black Churchmen)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

6-F-g.

The City Clerk read **An ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By re-codifying the ordinance to reflect changes in procedures and administration)**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

A motion to consider Item 8-c, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

6-F-h.

The City Clerk read **An ordinance ratifying and authorizing the execution of a lease agreement between the Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$17,130. per year for a period of twelve (12) months. (January 1, 1992 to December 31, 1992)**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

President Bradley: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

A motion to consider Item 8-d, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

6-F-I.

The City Clerk read **An ordinance to amend Ordinance 6-S & F-I, August 5, 1992, "Ordinance authorizing the conveyance of Block 2845, Lot 21, commonly known as 49-63 Dickerson Street to the County of Essex for \$1.00 pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)," by requiring the County to provide a central processing facility for juveniles arrested by Newark Police.**

(For construction of new Youth House)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

A motion to consider Item 8-e, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

6-F-J.

The City Clerk read **An ordinance approving the sale of the premises commonly known as 33-47 Cutler Street, 10-24 Victoria Avenue, 30-40 Stone Street and 71-87 Crane Street (Tax Block 477, all Lots), Newark, New Jersey to St. Lucy's Development Corporation, pursuant to the provisions of N.J.S.A. 40A:12-21(j).**

(\$2,200.)

(Will permit City to sell property to a nonprofit developer to build for resale 22 units of housing.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

President Bradley: The yeses are eight, the noes are none and one absent during roll call. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

A motion to remove from the table "An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, by adding thereto Dickerson Street as a Through Street," (6-F-b, May 6, 1992), was made by Council Member Branch, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes.

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

6-F-k.
(A.S.)

The City Clerk read An ordinance amending Section 23:153, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, by adding thereto Dickerson Street as a Through Street.

(Central Ward)

(Adding:

Dickerson Street

Between Roseville Avenue and Norfolk Street

Between First Street and Norfolk Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Department of Transportation, Division of Traffic Engineering)

(Ordinance tabled May 6, 1992)

(Ordinance removed from the table October 7, 1992)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

A motion to consider Item 8-j (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

6-F-l.
(A.S.)

The City Clerk read An ordinance providing for the Vacation of Academy Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the easterly line of Norfolk Street to the westerly line of Wickliffe Street.

(Vacation requested in order for K. Hovnanian Company to proceed with construction of Sites C & E of the University Heights Redevelopment Project.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 7, 1992

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

A motion to consider Item 8-k (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

6-F-m.
(A.S.)

The City Clerk read An ordinance providing for the Vacation of Newark Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the northerly line of West Market Street to the southerly line of Warren Street.

(Vacation requested in order for K. Hovnanian Company to proceed with construction of Sites C & E of the University Heights Redevelopment Project.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

A motion to consider Item 8-l (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

October 7, 1992

**6-F-n.
(A.S.)**

The City Clerk read Ordinance providing for the Vacation of School Street, as laid out 50 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the easterly line of Wilsey Street to the westerly line of Wickliffe Street.

(Vacation requested in order for K. Hovnanian Company to proceed with construction of Sites C & E of the University Heights Redevelopment Project)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

A motion to consider Item 8-m (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

**6-F-o.
(A.S.)**

The City Clerk read Ordinance providing for the Vacation of Wilsey Street, as laid out 50 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the northerly line of West Market Street to the southerly line of Warren Street.

(Vacation requested in order for K. Hovnanian Company to proceed with construction of Sites C & E of the University Heights Redevelopment Project.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

A motion to consider Item 8-n (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

October 7, 1992

**6-F-p.
(A.S.)**

The City Clerk read Ordinance authorizing and directing the resubmission for approval of two ordinances of the Municipal Council heretofore adopted by the Municipal Council in connection with the financing by the Essex County Improvement Authority of certain Redevelopment Plans of the City of Newark, New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Martinez.

President Bradley: The yeases are eight, the noes are none and one not voting. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on October 21, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by designating Edison Place as a One-Way Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

*Edison Place:
Eastbound, from Broad Street to N.J.RailRoad Avenue.*

and by adding thereto:

*Edison place:
Eastbound, from Broad Street to Mulberry Street.
Eastbound, beginning 250 feet east of the easterly curblin
of Mulberry Street to N.J.RailRoad Avenue.*

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

October 7, 1992

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance establishes a two-way Street on a Portion of Edison Place , from Mulberry to 250 feet easterly therefrom.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 24, Transportation, Chapter 1, Taxicabs, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented (By revising the rules and regulations per the operation of taxicabs).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Chapter 1, Taxicabs, of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, be and is hereby amended and supplemented as regards to the following sections of the said Chapter, as follows:

24:1-19 - VEHICLE INSPECTIONS

(a) Prior to the use and operation of any vehicle under the provisions of this chapter of the Revised Ordinances, said vehicle must pass state inspection first, and then said vehicle shall be thoroughly examined and inspected by the Division of Taxicabs, and must be found to comply fully with such reasonable rules and regulations as may be prescribed by said division. New vehicles may use dealer inspection stickers if the vehicle was purchased in New Jersey.

(b) Every vehicle operating under the provisions of this chapter shall be inspected not less than every six (6) months by the Division of Taxicabs, to insure the continued maintenance of safe operating conditions and full compliance by the vehicle, with the requirements of this section and the rules and regulations, and shall have affixed by the Division of Taxicabs on the right rear window of such vehicle a sticker showing approval of such inspection.

(c) The Division of Taxicabs shall maintain a record of all such inspections.

24:1-29 - FRONT SEAT RESTRICTIONS

No person, other than the licensed driver of the taxicab, shall ride or sit in the front seat of the taxicab unless the rear seat is fully occupied by passengers. This provision shall not apply:

(a) To those passengers who must use the front seat for physical or health reasons; or

(b) When and if the said vehicle is not be used for commercial purposes, and its off duty light is on.

24:1-39 - PERSONAL APPEARANCE OF DRIVER

All taxicab drivers, when operating their taxicabs, must obey the following rules regarding their appearance:

(a) Driver must be neat and clean in their personal appearance and must have their hair, beards, mustaches, etc., well trimmed and kept:

(b) Drivers shall wear only the following items of dress:

(1) Headgear: Drivers may wear a chauffeur's cap; that is, a black, grey or dark blue peaked cap of military style, with or without a chinstrap, and having a leather visor, the cap having a band of the same material as the cap, or a band of black mohair or artificial black mohair braid;

(2) Shirt: Drivers shall wear a normal sleeved shirt, of white or light blue, that may be worn with a neatly tied black bowtie or necktie. Collars may be wing collars or turndown collars (with or without buttondowns).

(3) Jacket: Drivers may wear a jacket of solid black, grey or dark blue cloth, either of suit type (single-breasted) or a chauffeur's type of double-breasted jacket buttoned up to the collar and with a standing collar. Buttons shall be plain and of black or grey color, except that on a chauffeurs's coat they may be silver or gold colored.

(4) Trousers, Skirts & Shoes: Drivers shall wear trousers of solid dark colored cloth, either plain or with a stripe of no more than 1" width of black mohair or artificial mohair braid. Female drivers may wear, instead, skirts of the same cloth. Trousers, may be pleated. Shoes shall be black, worn with socks at all times, and shall be kept clean and polished. Belts shall be of plain black leather and have plain metal buckles.

(5) Accessories: Drivers shall not wear any jewelry except for watches, rings, earrings and I.D. bracelets (if irremovable). Drivers shall not wear excessive makeup, cologne or perfume. Drivers may wear a cloth blazer badge on the breast pocket of their jacket if it is issued by the company they drive for.

29:1-41 - LOST ARTICLES

(a) At the termination of each trip, every driver of a taxicab shall thoroughly search the interior of such taxicab for any property lost or left therein by a passenger. Such property, unless sooner claimed or delivered to the owner(s), must be reported in writing by the driver or holder to the Division of Taxicabs with full particulars and description of the property within 24 hours after the finding thereof.

(b) If the owner of an article can be determined, he shall be notified immediately, in writing, by the Division within 48 hours of its notification, and the article must be kept by the taxi driver or holder for 90 days after such notification. If claimed within 90 days, the article shall immediately be given to the owner. If after 90 days the owner does not claim the article, it shall be donated to charity and the Division shall be so notified.

(c) If the owner of an article cannot be determined, the article must be kept by the taxi driver or holder for 90 days after notifying the Division. If the article is claimed within 90 days by its owner, the article shall immediately be given to the owner. If after 90 days the article is unclaimed, it shall be donated to charity and the Division shall be so notified.

24:1-57 - REMOVAL OF TAXICABS

(a) Any taxicab licensed under this chapter may be removed from the streets by an inspector of the Division of Taxicabs after:

(1) The taxicab is being operated without insurance in violation of the provisions of 24:1-2;

(2) The taxicab is found to be unsafe or otherwise in violation of the provisions of Section 24:1-18 to 24:1-20(a), both inclusive;

(3) The taximeter has been discovered to be inaccurate as provided in Section 24:1-24, or the taximeter seal has been broken in violation of Section 24:1-24.

(b) The licensee may contest the removal of a taxicab and request a hearing. Said request must be in writing and within ten (10) days from the contested action. The Director shall schedule a hearing within thirty (30) days from the date of the written request.

(c) If within 40 days of the removal of the taxicab as provided in paragraph "(a)" of this section, the taxicab is not returned to service in full compliance with the provisions of this chapter, the Director shall issue a complaint to the taxicab license holder and shall forward a copy of such complaint to the taxicab commission for appropriate action.

(d) Any taxicab licensed under this chapter shall be removed from service as a taxicab when such vehicle shall have attained the age of seven (7) years. All owner-operator taxicabs (as defined herein under 24:1-1, Definitions) are hereby exempted from this provisions.

24:1-59 - NEW YORK CITY DESTINATIONS

(a) Group riding for purposes of this section is the transporting of 2 or more passengers not in the same group whose trips have a common point of origin and destination in New York City. The destination in New York City may be at more than one place.

24:1-61 - MEADOWLANDS SPORTS COMPLEX

(a) Group riding for the purpose of this section is the transporting of 2 or more passengers not in the same group and as defined in Section 24:1-59(a), whose trips have a common destination which is the Meadowlands Sports Complex in the Borough of East Rutherford, New Jersey, and that designation only.

SECTION 2. If any provision or provisions of this Ordinance or the application of any provisions to any person or circumstances is declared invalid for any reason, such invalidity shall not affect any other provisions or applications of this Ordinance. To this end, the provisions of this Ordinance are deemed severable.

SECTION 3. This Ordinance shall take effect upon final passage and publication in accordance with the law.

STATEMENT

Legislation to amend Title 24, Transportation, Chapter 1, Taxicabs to amend requirements for vehicle inspection, front seat restrictions, personal appearance of taxicab drivers, lost articles, removal of taxicabs and definition of group riding.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

October 7, 1992

Ordinance amending Section 23:5-14, Parking by Permit Only in Designated Areas, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, 1966, as amended and supplemented, establishing a parking by permit only area on Humboldt Street; further, rescinding Ordinance 6-S & F-t, adopted September 2, 1992.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY.

Section 1. That Section 23:5-14, Parking by Permit Only in Designated Areas of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

**Humboldt Street: East Side from West Market Street to
Orange Street only between the hours of 5 P.M. - 10 P.M.**

Monday thru Sunday

Section 2. Any ordinance or parts thereof inconsistent with this ordinance is hereby repealed, including Ordinances 6 PH, S & F-t adopted on September 2, 1992.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance establishes a Parking by Permit Only area on Humboldt Street between the hours of 5 P.M. - 10 P.M., Monday thru Sunday.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before for public hearing, second reading and final passage:

Ordinance authorizing the execution of a lease between Tyrone Lucius, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 1009 Bergen Street, Block 3664, Lots 1 & 2, for the sum of \$3,731.64 per year for a period of one (1) year.

October 7, 1992

WHEREAS, The City of Newark, Police Department, a non-profit corporation of the State of New Jersey, has tax exempt status with respect to both the State of New Jersey and the Federal Government; and

WHEREAS, Tyrone Lucius owns the premises commonly known as 1009 Bergen Street, Block 3664, Lot 1 & 2 on the Official Tax Map and duplicates (year 1987) of the City of Newark, said premises, is needed for use by the City's Police Department.

WHEREAS, the City of Newark desires to enter into a Lease Agreement with Tyrone Lucius for the premises located at 1009 Bergen Street for a period beginning February 1, 1992 and ending January 31, 1993, for the sum of \$3,731.64 with an option to renew said leasehold for an additional (1) year to terminate on January 31, 1993.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Municipal Council of the City of Newark hereby ratifies the Lease Agreement with Tyrone Lucius for the period from February 1, 1992 to the date of adoption of this Ordinance.

Section 2. The Business Administrator of the City of Newark is hereby authorized to enter into the Lease Agreement, on behalf of the City of Newark, Tenant, with Tyrone Lucius, Landlord, for the premises commonly known as 1009 Bergen Street, Block 3664, Lot 1 & 2, pursuant to N.J.S.A. for the period from the date of adoption of this Ordinance to January 31, 1993, with the option to renew for an additional term of one (1) year.

Section 3. The City of Newark shall, as consideration for the said Lease Agreement, pay the owner the sum of \$3,731.64 in equal monthly installments, for the term of this Lease beginning February 1, 1992 and ending January 31, 1993.

Section 4. The premises shall be used by the lessee as a mini-police precinct. The installation shall also be used as a community gathering place for the exchange of police-community information dissemination.

Section 5. Both the landlord, Tyrone Lucius, and the lessee, The City of Newark Business Administrator, shall be responsible for the enforcement and compliance of the covenants and conditions of the Lease Agreement.

Section 6. A certification of funds to support the said lease agreement shall be attached hereto. Total cost for the twelve (12) month lease is \$3,731.64. Eleven months of the lease will be paid from the 1992 temporary budget. These eleven (11) months will cost a total of \$3,421.64. A certification of funds for this amount is hereto attached. The remaining one (1) month of the lease is to be included in the 1993 budget. Total cost of the remaining month is \$310.97 and is NOT included in the attached certification of funds.

Section 7. A copy of the Lease Agreement is attached hereto.

Section 8. A copy of the Lease Agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 9. This Ordinance shall take effect upon publication and passage according to law.

October 7, 1992

STATEMENT OF PURPOSE

This Ordinance authorizes a Lease Agreement between the City of Newark and Tyrone Lucius at 1009 Bergen Street for purposes of maintaining a mini-precinct.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading advertised in accordance with law and a hearing date set. It is now before for public hearing, second reading and final passage:

Ordinance to amend Title 16A, Land Use Procedures; Chapter 2, Board of Adjustment; Section 5, Powers and Duties, of the Revised Ordinances of the City of Newark, 1966, as amended to create a new subsection (h) to allow inspections prior to the granting of a variance.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1: Title 16A, Land Use Procedures, Chapter 2, Board of Adjustment; Section 5, Powers and Duties, of the Revised Ordinance of the City of Newark, 1966 as amended be and the same is amended and supplemented to read as follows:

.....
(h) No variance shall be granted until the Board of Adjustment has received an inspection report from the Division of Inspections in the Department of Land Use Control indicating whether the property in question is in compliance with the other ordinances of the City of Newark.

SECTION 2: All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

SECTION 3: This ordinance shall take effect immediately after final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

An ordinance to amend the Land Use Procedures Ordinance of the City of Newark to require an inspection prior to the grant of a variance.

October 7, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading advertised in accordance with law and a hearing date set. It is now before for public hearing, second reading and final passage:

Ordinance amending Ordinance 6-S & F-j, adopted September 20, 1989, authorizing the execution of a lease agreement between the City of Newark, Lessor, and the Vindicate Society, Inc., Lessee, for the letting of premises commonly known as 32 Central Avenue, Newark, New Jersey, (Block 20, Lot 1), for the sum of one dollar (\$1.00) per year for the period commencing on August 16, 1990 and expiring on August 15, 1993, by extending the lease agreement for an additional five (5) years commencing August 15, 1993 to August 1998.

WHEREAS, the City of Newark owns the premises commonly known as 32 Central Avenue, Block 20, Lot 1, on the Official Tax Map Duplicate (Year 1985) of the City of Newark; and

WHEREAS, pursuant to Ordinance 6-S & F-j, adopted March 6, 1985, the Municipal Council authorized the entering into a lease with the Vindicate Society, Inc., for the premises commonly known as 32 Central Avenue, Newark, New Jersey, Block 20, Lot 1 on the Official Tax Map (Year 1985) for the period of August 16, 1979 to August 15, 1985; and

WHEREAS, pursuant to Ordinance 6-S & F-f, adopted November 26, 1985, the Municipal Council authorized the entering into of a lease with the Vindicate Society, Inc., for the premises commonly known as 32 Central Avenue, Newark, New Jersey, Block 20, Lot 1, on the Official Tax Map (Year 1985) for the period of August 16, 1985 to August 15, 1990; and

WHEREAS, pursuant to Ordinance 6 S & F-j, adopted September 20, 1989, the Municipal Council entered into a three (3) year lease with the Vindicate Society, Inc., for the premises commonly known as 32 Central Avenue, Newark, New Jersey, Block 20, Lot 1, on the Official Tax Map (Year 1985) for the period of August 16, 1990 to August 15, 1993; and

WHEREAS, the Municipal Council is desirous of amending the current lease agreement with the Vindicate Society by extending the lease agreement by an additional five (5) years commencing August 15, 1993 to August 14, 1998; and

WHEREAS, the aforesaid premises are not needed for use by the City of Newark; and

October 7, 1992

WHEREAS, the leasing of the aforesaid premises is governed by the provisions of the Local Lands and Building Law, N.J.S.A. 40A:12-1, et seq.; and

WHEREAS, the Vindicate Society, Inc., a nonprofit organization of the State of New Jersey with tax-exempt status with respect to both the State of New Jersey and the Federal Government, is serving a public purpose and qualifies, pursuant to N.J.S.A. 40A:12-14, to enter into a lease with the City of Newark for a nominal consideration;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator is hereby authorized to enter into and execute the amended lease agreement, a copy of which is attached hereto and made a part hereof, on behalf of the City of Newark, Lessor, with the Vindicate Society, Inc., Lessee, for the letting of the premises commonly known as 32 Central Avenue, Newark, New Jersey, Block 20, Lot 1, on the Official Tax Map (1985) for the period commencing August 15, 1993 to August 14, 1998.

Section 2. The Lessee shall pay to the City of Newark the sum of One Dollar (\$1.00) per year, the Lessor shall be responsible for supplying utilities and capital improvements to the subject premises.

Section 3. The Lessee shall be authorized to sublet any part or portion of the leased premises, not needed for the lease purposes, to any non-profit corporation or organization which would be eligible to enter into a lease with the City pursuant to the provisions of N.J.S.A. 40:12-15. The proceeds from any such sublease must be used solely for the purposes for which this lease hold is being granted.

Section 4. The above premises have been used by the Lessee from 1978 to the present as the headquarters for its counselling and fitness services which were supplied to more than 500 low income disadvantaged youths of the City of Newark. The Premises shall be used from the date of this ordinance to the expiration of the lease term as a rehabilitation and training center to provide vocational training to approximately 160 low income and disadvantaged youths of the City. The Lessee's services will be primarily directed to high school dropouts and the hardcore unemployed between the ages of 17 and 22.

Section 5. The Lessee shall annually submit a report to the Business Administrator indicating the use of the said premises for that year, the activities undertaken by the Lessee in furtherance of the aforesaid public purpose, including the subletting of any portion of the premises to a nonprofit organization or corporation, and the disposition of proceeds therefrom, the approximate value or cost, if any, of such activities and an affirmation of their continued tax-exempt status as a nonprofit corporation pursuant to both State and Federal Law as required by N.J.S.A. 40A:12-14(c).

Section 6. The Business Administrator shall be responsible for the enforcement of the covenants and conditions of the lease.

Section 7. A copy of the executed amended lease agreement and this ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 8. The ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance amends the current lease agreement between the City of Newark and the Vindicate Society for property located at 32 Central Avenue by extending the lease agreement an additional five (5) years commencing August 15, 1993 to August 14, 1998.

October 7, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of General Services and establishing salaries therefor," (6-S & F-e), adopted May 16, 1979, as amended and supplemented (To institute certain position titles and abolish others in the Department of General Services).

(Instituting 5 titles and abolishing 3 in Department of General Services to more appropriately describe duties and responsibilities of employee serving in old titles. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an "Ordinance instituting positions in the Department of General Services and establishing salaries therefor," (6S&Fe) adopted May 16, 1979 as amended and supplemented be amended to institute the following titles:

POSITION

Administrative Secretary,	1	1/1/92	\$26,976.93 - \$32,410.80
Bilingual in Spanish and		1/1/93	28,056.01 - 33,707.23
English (Director's Office)		1/1/94	29,178.25 - 35,055.52
4750 (35 Hrs.)			
Computer Operator,	1	1/1/92	19,347.39 - 22,345.60
Bilingual in Spanish		1/1/93	20,121.29 - 23,239.42
and English		1/1/94	20,926.14 - 24,169.00
A707 (35 Hrs.)			
Coordinator of	1	1/1/92	33,943.26 - 40,878.73
Contractual Operations		1/1/93	35,300.99 - 42,513.88
5606 (35 Hrs.)		1/1/94	36,713.03 - 44,214.44
Senior Account Clerk,	1	1/1/92	17,069.52 - 20,369.93
Bilingual in Spanish		1/1/93	17,752.30 - 21,184.73
and English		1/1/94	18,462.39 - 22,032.12
A708 (35 Hrs.)			
Senior Computer Operator	1	1/1/92	24,455.39 - 29,346.01
3271 (35 Hrs.)		1/1/93	25,433.61 - 30,519.85
		1/1/94	26,450.92 - 31,740.64

SECTION 2. Section 1 of the aforementioned ordinance be further amended to abolish the following title:

October 7, 1992

POSITION

Assistant Chief Clerk
(Division)
0354 (35 Hrs.)

Chief Clerk (Division)
103A (35 Hrs.)

Administrative Secretary
(Director's Office)
0112 (35 Hrs.)

SECTION 3. All prior ordinances or parts of prior ordinances which relate to the above position titles which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

The ordination of these titles are necessary in order to meet the ever growing number of phone calls received from the Spanish speaking public and to assist in translations and to reflect the appropriate duties and responsibilities.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and directing the City Clerk to return this ordinance to Administration per request of Personnel Officer D'Auria was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Ordinance 6-S & F-a (S), January 29, 1991, granting a five (5) year tax abatement to Hartz Enterprises II Urban Renewal Associates, L.P., for a commercial improvement erected on premises located at 943-977 Raymond Boulevard to reflect the correct block and lot designation.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

October 7, 1992

WHEREAS, the Newark Municipal Council granted Hartz Enterprises II Urban Renewal Associates, L.P., a five (5) year tax abatement and entered into a Financial Agreement via Ordinance #6S&FA (S) 012991 for a commercial improvement, consisting of commercial and retail space at premises located at 943-977 Raymond Boulevard, Newark, New Jersey; and

WHEREAS, the block and lot designation for said premises was incomplete and mistakenly listed in Ordinance #6S&FA(S) 012991 and the accompanying Financial Agreement as Block 170, Lot 13; and

WHEREAS, the complete and correct block and lot designations for said premises should be Block 169 and the parking garage portion of Lot 39 and Block 170, Lot 13; and

WHEREAS, the Municipal Council desires to amend Ordinance #6S&FA(S) 012991 and the accompanying Financial Agreement to reflect the complete and correct block and lot designations for the aforementioned premises.

1. Ordinance #6S&FA(S) 012991 and the accompanying Financial Agreement granting Hartz Enterprises II Urban Renewal Associate, L.P., a five (5) year tax abatement for commercial improvements at premises located at 943-977 Raymond Boulevard, Newark, New Jersey are hereby amended to reflect a correction of the incomplete block and lot designation from Block 170, Lot 13 to Block 169 and the parking garage portion of Lot 39 and Block 170, Lot 13.

2. That the Tax Assessor shall provide the Division of Tax Abatement and Special Taxes with a detailed breakdown of the tax abated portion of Block 169, Lot 39 in order to determine the correct land tax credit.

3. All other provisions of Ordinance #6S&FA(s)012991 and the accompanying Financial Agreement shall remain in full force and effect.

4. This Ordinance shall take effect upon final passage and publication according to law.

STATEMENT

This Ordinance amends Ordinance #6S&FA(S) 012991 and the accompanying Financial Agreement regarding the five (5) year tax abatement granted to Hartz Enterprises II Urban Renewal Associates, L.P., for the commercial improvements on the premises located at 943- 977 Raymond Boulevard, Newark, New Jersey to reflect the complete and correct block and lot designations as Block 169 and the parking garage portion of Lot 39 and Block 170, Lot 13.

October 7, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Executive Director of the Newark Watershed Conservation and Development Corporation to execute an easement agreement between the City of Newark and Harvey F. Gerber, Jr. of 102 Boggs Hill Road, Newton, Connecticut, for the purpose of allowing him driveway access to his property (Block 16507, Lot 3, in West Milford Township, County of Passaic, State of New Jersey) in compliance with West Milford Township Zoning requirements.

WHEREAS, Harvey F. Gerber, Jr. of Newton, Connecticut has requested an easement for sole benefit of Block 16507 Lot 3; and

WHEREAS, the granting of this easement shall be sanctioned by the Watershed Property Review Board; and

WHEREAS, the Board of Directors of the Newark Watershed Conservation and Development Corporation has recommended that the Municipal Council approve the granting of the easement; and

WHEREAS, a Stipulation of Settlement, issued in the Superior Court of New Jersey Chancery Division, Docket #PAS-C118-91 also substantiates the request; and

WHEREAS, the easement does not adversely affect any public purpose.

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

1. That the Executive Director of the Newark Watershed Conservation and Development Corporation is hereby authorized to execute an easement agreement between the City of Newark and Harvey F. Gerber, Jr.

2. An executed copy of the easement shall be filed forthwith with the office of the City Clerk of the City of Newark.

3. This Ordinance shall take effect final passage and publication in accordance with N.J.S.A. 40A:12-13(b)(1).

4. This Agreement shall affect 0.48 acres of land and more particularly described in the attached Easement Agreement, Schedule A.

5. The terms of the Easement Agreement are made a part of this Ordinance by reference.

STATEMENT: This Ordinance authorizes the Newark Watershed Conservation and Development Corporation to execute an easement agreement between the City of Newark and Harvey F. Gerber, Jr. across Block 16507 Lot 1 to access Block 16507, Lot 3.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986, as amended and supplemented (to institute the titles of Clinical Psychologist, Part-time and Psychiatric Social Worker, Part-time in the Department of Health and Human Services).

(Ordinance instituting titles in Department of Health and Human Services to utilize funds from New Jersey Department of Human Services, Division of Mental Health and Hospitals. Positions are grant funded. Represented by Newark Council #21, Civil Service Association.)

SECTION 1. Section 1 of an ordinance entitled, "An ordinance instituting position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to institute the following titles:

POSITION

Clinical Psychologist, Part time 1 10/1/92 \$60,640.00 - \$60,640.00
1280 (20 Hrs.)

October 7, 1992

Psychiatric Social Worker, Part time 1 10/1/92 11,947.50 - 11,947.50
2901 (15 Hrs.)

SECTION 2. The hereinabove position titles shall become effective October 1, 1992.

SECTION 3. All prior ordinances or parts or prior ordinances which relate to the above position titles, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The ordination of these titles is necessary in order for the Department of Health and Human Services to utilize funds from the New Jersey Department of Health Services, Division of Mental Health and Hospitals.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Harris.

President Bradley: The yeses are eight, the noes are none and one not voting. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Ordinance 6-S & F-g, dated May 6, 1992 to reflect that the exchange and conveyance of 212 Elizabeth Avenue, Block 261, Lot 1 was made pursuant to N.J.S.A. 40A:12-21(b) and that a redevelopment contract is authorized to embody the terms of the redevelopment pursuant to this statute. (Guyton Callahan American Legion Post).

WHEREAS, pursuant to Ordinance 6S&FG (dated May 6, 1992), the Municipal Council of the City of Newark authorized the exchange of 212 Elizabeth Avenue a/k/a Block 261, Lot 1 to Guyton-Callahan American Legion Post (Hereinafter "Guyton"), an association of war veterans for 231-233 and 235-237 16th Avenue (properties are of equal value), a/k/a Block 332, Lots 26, 27, 29, and 30; and

October 7, 1992

WHEREAS, Ordinance 6S&FG did not mention that said exchange was also made pursuant to N.J.S.A. 40A:12-21 (b), which authorizes a conveyance to a veteran's association for a nominal consideration provided the association agrees to render services to provide facilities to the general public of the municipality and that a contract for redevelopment was to also authorize the development of 212 Elizabeth Avenue, a/k/a Block 261, Lot 1; and

WHEREAS, Ordinance 6S&FG must be amended to reflect that the exchange and conveyance of 212 Elizabeth Avenue, Block 261, Lot 1 was made pursuant to N.J.S.A. 40A:12-21(b) and that a redevelopment contract is authorized to embody the terms of the redevelopment pursuant to this statute.

WHEREAS, 231-233 AND 235-237 Elizabeth Avenue, Block 332, Lots 26, 27, 28, 29 and 30 were previously conveyed to Guyton by deed and a redevelopment contract was authorized pursuant to Ordinance 6S&FG (dated June 20, 1990) and 6S&FG (dated July 11, 1990) and that redevelopment contract must now be canceled; and

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Ordinance 6S&FG dated May 6, 1992 is hereby amended to reflect that the conveyance of 212 Elizabeth Avenue a/k/a Block, 261, Lot 1 made pursuant to N.J.S.A. 40A:12-21(b) and that a contract for the redevelopment of said property by Guyton-Callahan American Legion Post be and hereby authorized.

Section 2. That the Director of the Department of Development be hereby authorized to execute a Contract and Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and acknowledged by the City Clerk with limitations as provided by statute.

Section 3. The Deed and Contract of Sale shall contain a reverter clause which shall be effective should the property not be used for purposes in accordance with the statute.

Section 4. That a copy of the executed Deed and Contract shall be placed on file in the Office of the City Clerk and in the Law Department.

Section 5. That the redevelopment contract for the development of 231-233 and 235-237 Elizabeth Avenue, Block 332, Lots 26, 27, 29 and 30 be and is hereby canceled and is no longer in effect.

Section 6. This ordinance shall take effect upon publication and passage according to law.

STATEMENT

Passage of this ordinance will permit the City of Newark to exchange property pursuant to a redevelopment contract to an association of war veterans, property is located in the Central Ward.

October 7, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting a position in the Office of the City Clerk and establishing salary therefor," (6-S & F-e) adopted May 4, 1977, as amended and supplemented (To institute the title of Building Maintenance Worker, in the Office of the City Clerk).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That Section 1 of an ordinance entitled, "An ordinance instituting positions in the Office of the City Clerk and establishing salary therefor," (6S&Fe) adopted May 4, 1977, as amended and supplemented be amended to institute the following title:

POSITION

Building Maintenance Worker

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Statement: This ordinance institutes the title of Building Maintenance Worker in the Office of the City Clerk.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 7, 1992

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing a supplemental appropriation for the construction, reconstruction, and renovations to the City Archives, 295 Halsey Street, Newark, New Jersey, and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey.

WHEREAS, the governing body of the City of Newark (the "City") has determined it is in the best interest of the City to undertake the improvements set forth in Section 3 of the Ordinance (the "Project"); and

WHEREAS, the City may be required to make certain disbursements for the Project prior to the City's issuance of the bonds and/or notes authorized herein, or the receipt of grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City herein finds that it is in the best interest of the public to undertake the Project as soon as is practical, and therefore the City will be required to expend funds on the Project, so that the project may be undertaken in a timely fashion; and

WHEREAS, prior to the City's issuance of bonds or notes, the City reasonably expects to incur the expenses authorized herein; and

WHEREAS, the City has determined to pay said amounts authorized herein, prior to said amount being funded by the sale of Bonds or Notes, from the Capital Improvement Fund, from the Capital Fund and/or other funds of the City; and

October 7, 1992

WHEREAS, the Project has a useful life of at least five (5) years; and

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein, and/or the grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City of Newark hereby declares that it is the intention of the Governing Body, in accordance with Treasury Regulation 1.103-18 promulgated pursuant to the Internal Revenue Code of 1986 as amended, that the Capital Fund and/or other funds of the City be reimbursed for any funds expended on the Project, as herein authorized, prior to the issuance of bonds or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bonds and/or notes.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$3,470,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$174,000 which is appropriated as the down-payment from the Capital Improvement Fund, said \$174,000 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond

October 7, 1992

Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,470,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$3,296,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$3,296,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$3,296,000, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from

October 7, 1992

time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

<u>Improvement /Acquisition</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
Project No. 90B-3: The construction, reconstruction, renovations of, and improvements to the City Archives, located at 295 Halsey Street, Newark, New Jersey, including architectural design, planning and furniture and fixtures, and on the third and fourth floors of City Hall, including site improvements, de- molition and renewal, carpentry and woodwork, partitions, bathroom, plumbing, painting, ceiling, kitchen & cabinets, remodeling vaults, H.V.A.C. systems, electrical wiring, fixtures and lights, carpet, tile, furniture and equipment, including computers and typewriters; all said improvements to include all costs improvements, equipment and appurtenance related thereto which improvements shall remain	\$3,470,000	\$174,000	\$3,296,000	20

October 7, 1992

dedicated to use as City
Archives by the City Clerk
and/or the City Council
or for use as the City
Clerk and/or City Council
may determine.

Section 4. The following additional matters are hereby
determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance
is not a current expense and is property or an improvement
which the City may lawfully acquire or make as a general
improvement, and no part of the cost thereof has been or shall
be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose is within the
limitations of the Local Bond Law taking into consideration
the amount of said obligations authorized for said purpose,
according to the reasonable life thereof computed from the
date of said bonds authorized by this Bond Ordinance, and for
said purpose, as set forth in Section 3 hereof, the period of
usefulness is 20 years.

(c) The Supplemental Debt Statement required by the Local
Bond Law has been duly made and filed in the office of the
City Clerk and a complete executed duplicate thereof has been
filed in the office of the Director of the Division of Local
Government Services in the Department of Community Affairs of
the State of New Jersey, and such Statement shows that the
gross debt of the City determined as provided in said Law is
increased by this Bond Ordinance by \$3,296,000 and obligations
authorized hereunder will be within all debt limitations
prescribed by said Law.

(d) Amounts not exceeding \$700,000 in the aggregate for
interest on said obligations, costs of issuing said
obligations, engineering costs, legal fees and other items
of expense listed and permitted under N.J.S.A. 40A:2-20 of the
Local Bond Law may be included as part of the costs of said

October 7, 1992

improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. The provisions of this Bond Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared invalid, illegal,

October 7, 1992

or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 10. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

6-Ph, S & F-n.

Ordinance to amend an ordinance entitled, "An ordinance instituting certain positions, the number of said positions, and there is also hereby established salaries for certain officers and employees in the Fire Department of the City of Newark, New Jersey," (6-S & F-bf), adopted November 22, 1966. (To institute the title of Firefighter Bilingual in Spanish and English in the Department of Fire).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance instituting positions, the number of said positions, and there is also hereby established salaries for certain officers and employees of the Fire Department of the City of Newark, New Jersey," (6S&Fbf) adopted November 22, 1966 and amendments thereto, be and the same is hereby amended to institute the following title:

POSITION

Firefighter Bilingual in	(0) 8/31/92	\$30,802.72
Spanish and English		32,484.18
5759 (42 Hrs.)		35,190.21
		36,748.57
		38,326.21

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The ordination of this title is necessary in order to recognize the fact that a number of firefighters have been appointed to, and have been serving in, this title since July 21, 1980.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; and 52 (A/K/A 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, All Lots (A/K/A 399-425 Springfield Avenue; 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-of-Way of Fairmount Avenue.

WHEREAS, the Municipal Council, City of Newark, New Jersey, by Resolution 7Rde(A.S.), dated July 8, 1992, did determine that CITY TAX BLOCK 2601, LOTS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; AND 52 (A/K/A 361-385 SPRINGFIELD AVENUE; 341-375 BERGEN STREET; 117-147 17TH AVENUE; AND 418-422 FAIRMOUNT AVENUE); CITY TAX BLOCK 2603, ALL LOTS (A/K/A 399-425 SPRINGFIELD AVENUE; 411-425 FAIRMOUNT AVENUE; 2-24 HIGHLAND STREET; AND 2-22 MAGNOLIA STREET); AND THAT PORTION OF THE RIGHT-OF-WAY OF FAIRMOUNT AVENUE LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES FROM THE SOUTHERLY LINE OF SPRINGFIELD AVENUE TO THE NORTHERLY LINE OF THE JUNCTION OF 17TH AVENUE AND HIGHLAND STREET, hereinafter called "Area," is a blighted area pursuant to Chapter 187 of the Laws of 1949 of New Jersey (N.J.S.A. 40:55-21.1 et seq.), as amended; and

October 7, 1992

WHEREAS, the Central Planning Board of the City of Newark, New Jersey, has considered and did approve a Resolution on July 20, 1992, recommending the adoption of the Sportsworld Redevelopment Plan and the Feasibility of Relocation for CITY TAX BLOCK 2601, LOTS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; 51, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35; 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; AND 52 (A/K/A 361-385 SPRINGFIELD AVENUE; 341-375 BERGEN STREET; 117-147 17TH AVENUE; AND 418-422 FAIRMOUNT AVENUE); CITY TAX BLOCK 2603, ALL LOTS (A/K/A 399-425 SPRINGFIELD AVENUE; 411-425 FAIRMOUNT AVENUE; 2-24 HIGHLAND STREET; AND 2-22 MAGNOLIA STREET); AND THAT PORTION OF THE RIGHT-OF WAY OF FAIRMOUNT AVENUE LAID OUT ON THE MAP OF THE COMMISSIONERS TO LAY OUT STREETS, AVENUES AND SQUARES FROM THE SOUTHERLY LINE OF SPRINGFIELD AVENUE TO THE NORTHERLY LINE OF THE JUNCTION OF 17TH AVENUE AND HIGHLAND STREET, hereinafter called "Redevelopment Plan," copies of both Resolution and Redevelopment Plan are annexed hereto and made a part hereof; and

WHEREAS, said Redevelopment Plan complies with the requirements of all applicable State and Federal Statutes and Regulations promulgated thereunder; and

WHEREAS, said Central Planning Board has submitted to the Municipal Council its resolution, certification and recommendations respecting the Redevelopment Plan for the Area and the Municipal Council has duly considered the Central Planning Board's resolution, certification and recommendation; and

WHEREAS, the Municipal Council is cognizant of the regulations, controls and restrictions that are imposed in the undertaking and carrying out of the Redevelopment Plan, including those prohibiting discrimination because of race, color, creed or national origin.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area conforms to the Master Plan of the City of Newark.

SECTION 2. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area gives due consideration to the provisions of appropriate allowable uses of the Area as is desirable for neighborhood improvement, with special consideration for the health, safety and welfare of the residents of the Area and the City of Newark.

SECTION 3. The Municipal Council hereby finds and determines that the Redevelopment Plan for said Area will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of the Area by private enterprise.

SECTION 4. In order to facilitate the implementation of the Redevelopment Plan for said Area, the Municipal Council hereby finds and determines that certain official action must be taken by this Body and, accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out the Redevelopment Plan; and (b) requests that the various officials, departments, boards and agencies of the City of Newark, having administrative responsibility in the premises, cooperate to such an end and exercise their respective functions and powers in a manner consistent with the Redevelopment Plan and this Ordinance and take appropriate action upon proposals and measures designed to effectuate the same.

October 7, 1992

SECTION 5. Development activity pursuant to the Redevelopment Plan shall only be related to said Area and any analysis of surrounding areas contained in the Redevelopment Plan shall not be construed to mean that the City of Newark intends to develop such surrounding areas.

SECTION 6. The Redevelopment Plan for said Area, having been reviewed and considered, is hereby approved, and the City Clerk is hereby directed to file a copy of the Redevelopment Plan with the minutes of this meeting.

SECTION 7. This Ordinance shall take effect upon final passage and publication in accordance with Law.

STATEMENT OF PURPOSE

Passage of this legislation will approve the Sportsworld Redevelopment Plan which creates a special recreational use district which will facilitate the development of an indoor multipurpose recreational facility.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Council Member Harris, through the Chair, requested the City Clerk to invite the redeveloper to meet with the Council at a future Special Conference.

ORDINANCES ON SECOND READING AND FINAL PASSAGE:

President Bradley called for ordinances on second reading and final passage:

- 6-S & F-p.** The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you on second reading and final passage:

Bond ordinance providing for Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(East Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Debt Statement Filed)
(Awaiting approval of Division of Local Government Services)
(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Hearings of Citizens.

- 6-HC-a.** **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to the Elizabeth and New Jersey Water Company.

- 6-HC-b.** **MS. GLADYS TUCKER, 5 VINCENT COURT, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to College Students working in the Metro-Area.

Council Member Branch, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Ms. Gladys Tucker and forward them to Dr. Alex Boyd, President, Newark Public Library for his review.

(For further action on this item see Motion 7-M-bj, on page 78 in the meetings of this meeting.

Council Member Harris requested the City Clerk, to have prepared a commending resolution for Ms. Tucker to be presented at a future meeting.

- 6-HC-c.** **MR. JAMES H. ORANGE, 49 MONTROSE STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to Resolution 7-R-ci (A.S.) adopted June 3, 1992. The speaker questioned when payment would be made.

Council Member Grant indicated he would follow up on this matter..

- 6-HC-d.** **MS. PATRICIA BRADFORD, 7 LAUREL PLACE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to Education within the City of Newark.

- 6-HC-e.** **MR. JAMES E. GAINES, 25 CLIFTON AVENUE, NEWARK, NEW JERSEY.**

- 6-HC-g.** **MR. MARK SIMPSON, 80 NO. MUNN AVENUE, NEWARK, NEW JERSEY.**

- 6-HC-h.** **MR. FRANCIS H. WINN, 114 IVY STREET, NEWARK, NEW JERSEY.**

- 6-HC-i.** **MR. EDDIE L. ALLISON, 322 SOUTH 19TH STREET, NEWARK, NEW JERSEY.**

October 7, 1992

The above mentioned speakers addressed the Members of the Municipal Council with respect to conditions existing within the Water/Sewer Department.

A lengthy discussion was held by the Members of the Municipal Council.

Council Member Harris, through the Chair, directed the City Clerk to forward verbatim transcript of remarks made by said speakers to His Hon. Mayor James and Business Administrator Grant for their attention and necessary action.

The City Clerk was also directed to forward verbatim transcript of remarks made by the speakers to Mr. Robert J. Del Tufo, Attorney General, State of New Jersey and Mr. John Mulvihill, Acting Prosecutor, Essex County for their attention and necessary action.

6-HC-f. MS. BARBARA GRANT, 173 NO. 11TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to a 6 foot pipe installed on her street which she is being assessed for and felt it was unfair.

President Bradley suggested Ms. Grant meet with Mr. Calvin West, Aide to the Mayor to discuss this matter indepth.

6-HC-j. MS. PEGGY A. NICKLOW, 606 SO. 12TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the installation of public bathrooms in the downtown area.

(For further action on this matter, see Motion 7-M-bi on page 78, in the minutes of this meeting.)

6-HC-k. MS. JOANN KENDRICK, 502 SUMMER AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to imposing a curfew for minors.

A motion to permit Mr. John Giordano to be heard under "Hearings of Citizens" was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Tucker.

6-HC-l. MR. JOHN GIORDANO, 63 GARRISON STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to the City hiring additional Police Officers.

(A lengthy discussion was held by the Members of the Municipal Council)

6-HC-m. MR. DALE PEOPLES, addressed the Members of the Municipal Council, on behalf of 1st Round Productions in bringing the sport of boxing back to the City of Newark. He requested Council's moral support.

October 7, 1992

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. Resolution ratifying and authorizing Corporation Counsel to enter into and execute contract with Economic Studies, Inc., for purpose of monitoring, supervising and drafting the statistical and economic component for Affirmative Action Study, for period August 5, 1992 to December 31, 1992; contract shall not exceed \$70,000., does not require expenditure of additional dollars by City of Newark because of cooperative agreement with Port Authority of New York and New Jersey, the Housing Authority and Board of Education. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Carrino.

- 7-R-b. Resolution amending Resolution 7-R-ce (A.S.), April 15, 1992, "contract with Grizel Ubarry to assist Affirmative Action Investigative Committee in establishing data to respond to United States Supreme Court decision in Richmond vs. Croson Company, for sum not to exceed \$3,600., for period March 1, 1992 through May 31, 1992," by changing amount of contract to \$8,000. and expanding the scope of services, (completing the Hispanic Historical Component for the Affirmative Action Study); contract shall not require expenditure of additional dollars by the City of Newark because of cooperative agreement with the Housing Authority and the Board Education. (Amended contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Carrino.

- 7-R-c. Resolution ratifying and authorizing Business Administrator to enter into contract with Lisbon Cleaning Inc., 350 Adams Street, Newark, New Jersey 07105, lowest responsible bidder, to provide Janitorial Maintenance Services, for period July 20, 1992 to July 19, 1993; contract shall not exceed \$625,000.; \$104,000. encumbered in 1992 temporary budget of Division of Public Buildings; balance of funds for 1992 will be certified upon adoption of 1992 budget; 1993 expenditures contingent upon appropriation of funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent During Roll Call: Council Member Villani.

7-R-d.

Resolution reinstituting Tax Abatement and Financial Agreement for High City Housing Company, for property located at 730-736 and 738-744 Dr. Martin Luther King, Jr. Boulevard, Block 123, Lot 12 and approving payment plan for outstanding arrears; entity as of August 19, 1992 has an outstanding balance of \$587,859.48 due; entity shall submit a reinstatement fee of \$2,500. and a down payment of \$80,000., remaining balance of \$507,859.48 shall be paid over a thirty-six (36) month period at 9% annum, commencing 1st day of month following adoption of resolution approving this payment plan.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Carrino.

7-R-e.

Resolution amending Resolution 7-R-b, December 4, 1991, "contract with Newark Economic Development Corporation, Inc., a New Jersey non-profit corporation, for performing certain administrative services in conjunction with various commercial and economic development programs, more specifically identified in contract, for period July 1, 1991 to June 30, 1992, NEDC shall receive funds totalling \$500,000. from Miscellaneous Revenues Receipts," by increasing amount by \$240,000., totalling \$740,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant and Newark Economic Development Corporation Executive Director Faiella to meet with the Municipal Council at its October 20, 1992 pre-meeting conference was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-f.

Resolution ratifying and authorizing Mayor to file application for receipt of funds, from New Jersey Department of Labor, in amount of \$1,099,000., REACH/JOB SUPPLEMENTAL PROGRAM, through Job Training Plan under Job Training Partnership Act (JTPA) for Program Year 1992, for period July 1, 1992 through June 30, 1993.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent During Roll Call: Council Member Villani.

7-R-g.

Resolution authorizing Mayor and Finance Director to accept CY 1992 Supplemental Fire Service Program (SFSP) firefighters grant in amount of \$447,508, to be matched by \$111,881. in local funds, totalling \$559,389., from New Jersey Department of Community Affairs, Division of Local Government Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent During Roll Call: Council Member Villani.

- 7-R-h. Resolution authorizing Mayor and Director of Finance to accept CY 1992 Supplemental Safe Neighborhoods Program (SSNP) police patrol officers grant in amount of \$1,280,435., from New Jersey Department of Community Affairs, Division of Local Government Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent During Roll Call: Council Member Villani.

- 7-R-i. Resolution authorizing Mayor and Director of Finance to accept CY 1992 Supplemental Safe and Clean Neighborhoods Program (SCNP) police patrol officers and clean up personnel grant in amount of \$2,107,138. to be matched by \$2,107,138., totalling \$4,214,276., from New Jersey Department of Community Affairs, Division of Local Government Services.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent During Roll Call: Council Member Villani.

- 7-R-j. Resolution ratifying and authorizing Business Administrator to enter into contract with New Jersey Door Works, Inc., 915 Springfield Avenue, New Providence, New Jersey 07974, lowest responsible bidder, to provide Overhead Door Service, for period October 1, 1992 to September 30, 1993; contract shall not exceed \$60,000., funds provided by Department of General Services, Division of Public Buildings.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent During Roll Call: Council Member Villani.

- 7-R-k. Resolution authorizing Corporation Counsel and Tax Collector to enter into partial "Consent Order to Vacate" with each previous "Owner of Record" indicated on Exhibit A for amounts and properties shown thereon. (In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent During Roll Call: Council Member Villani.

- 7-R-l.** Resolution authorizing Mayor and Director of Development to execute contract for award of Regional Contribution Agreement funds, in amount of \$700,000., with Housing Sponsors known as Newark Black Churchmen for Terrace Heights Housing Projects; does not require municipal funds.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

No: Council Member Carrino.

Absent During Roll Call: Council Member Villani.

- 7-R-m.** Resolution amending "Resolution 7-R-c, October 18, 1989, "authorizing Mayor and Director of Development to submit application to New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program" on behalf of Grafton Avenue Urban Renewal Corporation, by decreasing application amount from \$310,107.54 to \$256,000. for 14 low income units to be located at 88-92 Grafton Avenue.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

No: Council Member Carrino.

Absent During Roll Call: Council Member Villani.

- 7-R-n.** Resolution amending Resolution 7-R-bo (A.S.), June 5, 1991, "resolution amending 7-R-cr (A.S.), May 15, 1991, contracts for award of Regional Contribution Agreement funds with housing sponsors of ten projects identified on Exhibit B, by making certain amendments to contract to satisfy the developer's state and federal financing sources for Telephone Heights Urban Renewal Associates L.P. (formerly RPM Development Corp., 176 Avon Avenue-45 rental units)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

No: Council Member Carrino.

Absent During Roll Call: Council Member Villani.

A lengthy discussion was held by the Members of the Municipal Council with regards to R.C.A.'s.

- 7-R-o.** Resolution authorizing Public Auction of City-owned properties not required for governmental purposes on October 29, 1992, to be held at Robert Treat Hotel, 50 Park Place, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-13(a), and authorizing advertising of Exhibits A, B and C; bids received October 29, 1992, will be presented to Municipal Council on November 4, 1992, but not later than at its second regularly scheduled meeting following the auction at which time they will be either accepted or rejected as provided by law.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent During Roll Call: Council Member Villani.

At a later time in the meeting, after Resolution 7-R-cy (A.S.), a motion to reconsider this resolution was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

October 7, 1992

A motion to amend the resolution by adding thereto the following properties to the auction list: "77-85 Mt. Pleasant Avenue, Block 565, Lot 12; 87-91 Mt. Pleasant Avenue, Block 565, Lot 18; 93-95 Mt. Pleasant Avenue, Block 565, Lot 21; 78-80 Broad Street, Block 565, Lot 40; and 68-70 Broad Street, Block 565, Lot 54" was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

A motion to adopt the resolution, as amended, was made by Council Member Carrino, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-p.

Resolution ratifying and authorizing Director of Engineering to accept proposal and enter into agreement with Wagner-Hohns-Inglis, Inc., 100 High Street, Mount Holly, New Jersey 08060-1494, for professional services as construction consultant for preparation of defense to litigation, for period March 18, 1992 to March 17, 1993, for sum not to exceed \$50,000. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)) Custodial Cottrell, general contractor for construction of Pequannock Water Treatment facility, instituted suit in Superior Court of New Jersey for extra money for alleged delays and extra work in amount of \$11,289,102.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, President Bradley.

No: Council Member Harris.

Absent During Roll Call: Council Member Villani.

7-R-q.

Resolution authorizing Mayor and Director of Engineering to execute contract with Hazen & Sawyer - Clinton Bogert Associates, 10 Mountainview Road, Upper Saddle River, New Jersey 07458, for professional services for annual safety review, hazard analysis, audit and annual report of Risk Management Program, for Pequannock Treatment Plant, in compliance with State of New Jersey Toxic Catastrophe Prevention Act, for fee not to exceed \$16,000., project to be completed by December 31, 1992; funds provided in 1992 Operating Budget of Division of Water/Sewer Utility. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, President Bradley.

No: Council Member Harris.

Absent During Roll Call: Council Member Villani.

7-R-r.

Resolution authorizing Director of Engineering to execute contract with Key-Tech, 400-E Corporate Court, South Plainfield, New Jersey 07080, for professional services related to construction testing and inspection services for road construction projects in City of Newark, for fee not to exceed \$50,000., for period of one year from date of final execution. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, President Bradley.

No: Council Member Harris.

Absent During Roll Call: Council Member Villani.

October 7, 1992

- 7-R-s. Resolution authorizing Director of Engineering to execute Contract 92-08, Street Tree Take Down and Removal Throughout the City of Newark, with Dujets Tree Experts, Notch Road, West Paterson, New Jersey 07424, one bid received, in amount of \$63,380.; further authorizing Director of Engineering to extend Contract 92-08 when additional funds become available, in amount of original bid of \$471,750.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker.

No: Council Member Harris.

Not Voting: President Bradley

Absent During Roll Call: Council Member Villani.

Council Member Harris, through the Chair, directed the City Clerk to invite Business Administrator Grant and Engineering Director Zach to meet with the Municipal Council at a future special conference to discuss street tree take down and removal of trees throughout the City of Newark.

- 7-R-t. Resolution authorizing Director of Engineering to execute Contract 92-12, Emergency Tree Work in City of Newark, with Dujets Tree Experts, Notch Road, West Paterson, New Jersey 07424, one bid received, in amount of \$20,000.; further authorizing Director of Engineering to extend Contract 92-12 when additional funds become available, in amount of original bid of \$55,000.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker.

No: Council Member Harris.

Not Voting: President Bradley.

Absent During Roll Call: Council Member Villani.

- 7-R-u. Resolution authorizing Director of Engineering to execute Change Order #1 with J. Fletcher Creamer & Son, Inc., 101 Broadway, Hackensack, New Jersey 07601, for additional work performed due to unforeseen conditions at Clinton Reservoir Dam Rehabilitation, for sum of \$228,898. (Contract completed in July, 1992) (Resolution 7-R-ch (A.S.), April 17, 1991, \$1,137,552.)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Not Voting: Council Member Rice.

Absent During Roll Call: Council Member Villani.

- 7-R-v. Resolution authorizing Director of Engineering to execute Change Order #1 with Ebasco Services, Inc., 160 Chubb Avenue, Lyndhurst, New Jersey 07071, for additional resident engineering services and supervision of construction due to additional construction work performed due to unforeseen conditions, for Rehabilitation of Clinton Reservoir Dam, for sum of \$27,928.25. (Contract was completed in June, 1992) (Resolution 7-R-do, June 29, 1991, \$131,000.)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Not Voting: Council Member Rice.

Absent During Roll Call: Council Member Villani.

- 7-R-w. Resolution rescinding Resolution 7-R-y, September 2, 1992, due to errors; further authorizing Director of Engineering to extend Contract 86-19R, with James Petrozello Company, Inc., for collection of solid waste for approximately one-third of the City of Newark, excluding the West Ward, for period July 6, 1992 to October 5, 1992, in amount of \$202,500. per month less recycling and disposal credits; further awarding a new one year Contract 92-03 with James Petrozello Company, Inc., lowest responsible bid submitted, for amount of \$1,998,000. with the City paying cost for disposal beginning October 6, 1992 until October 5, 1993, for maximum of one additional year beyond the first year for annual cost, if approved, of \$2,166,000.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant and Engineering Director Zach to meet with the Council at their pre-meeting conference October 20, 1992; further, directing the City Clerk to forward verbatim transcript of remarks made with respect to this resolution to the Business Administrator and the Director of Engineering for their attention and review was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

- 7-R-x. Resolution authorizing Director of Finance of City of Newark to apply to the Local Finance Board for approval of a Bond Ordinance entitled, "Bond Ordinance providing a supplemental appropriation for Construction, Reconstruction, and Renovations to the City Archives, 295 Halsey Street, Newark, New Jersey and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq., and prior Resolutions of the Local Finance Board of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Branch, Rice.

- 7-R-y. Resolution amending the 1992 Capital Budget of the City of Newark by providing for the appropriation for a certain Capital Project in the total amount of \$3,470,000 for said project, as set forth herein.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Branch, Rice.

- 7-R-z. Resolution authorizing Director of Finance to issue check in amount of \$20,000., payable to La Strada, Inc., c/o Angela Amiano, 152 Adams Street, Newark, New Jersey 07102, for retirement of Plenary Retail Consumption License No. 0714-33-424-001, for premises located at 78 Bank Street, Newark, New Jersey, said license is hereby retired and shall not be reissued to any person or corporation as accordance to N.J.S.A. 40:48-2.40.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ba. Resolution authorizing Director of Finance to issue check in amount of \$20,000., payable to Dorothy Young, c/o Abraham I. Mayer, Counsellor At Law, 46 Branford Place, Newark, New Jersey 07102 for retirement of Plenary Retail Consumption License No. 0714-33-823-002 for premises located at 126 Avon Avenue, Newark, New Jersey; said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution further; directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory, Police Director Celester and Acting Executive Secretary, Alcoholic Beverage Control Upshaw to meet with the Council at their pre-meeting conference October 20, 1992 was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bb. Resolution authorizing Director of Finance to issue check in amount of \$307., to Frehiwot Gebre-Tsadiq; refund of $\frac{1}{4}$ year's taxes paid at time of closing for purchase of City-owned property known as 276 Johnson Avenue, Block 3554, Lot 11. (Purchaser has complied with Conditions of Sale).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bc. Resolution authorizing Director of Finance to issue check in amount of \$4,200., to Adenrele M. Afolabi, refund of deposit paid at time of auction for purchase of City-owned property known as 539-545 Hawthorne Avenue, Block 3075, Lots 13,16. (City unable to convey marketable title).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bd. Resolution authorizing Director of Finance to issue check in amount of \$4,100., to Patricia Pettyjohn; refund of deposit paid at time of auction for purchase of City-owned property known as 52-54 Pine Grove Terrace, Block 4052, Lot 124. (Property was redeemed by former owner; pursuant to Court Order).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-be. Resolution authorizing Director of Finance to issue check in amount of \$3,600., to Augustine N. Egwounwu; refund of deposit paid at time of auction for purchase of City-owned property known as 65 Pine Grove Terrace, Block 4053, Lot 32. (Property was redeemed by former owner; pursuant to Court Order).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bf. Resolution authorizing Director of Finance to issue check in amount of \$1,400., to Mildred E. Briggs; refund of deposit paid at time of auction for purchase of City-owned property known as 44 Ridgewood Avenue, Block 2665, Lot 39. (Property redeemed by former owner; pursuant to Court Order).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bg. Resolution authorizing Director of Finance to refund Outside Buyers on annexed Exhibit for purchase price of listed Tax Liens from prior Municipal Tax Sale during period from 1985 to 1991, together with interest and cost; pursuant to N.J.S.A. 54:5-60.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bh. Resolution authorizing Director of Finance to issue check in amount of \$7,001., payable to Matthew and Eveline Francois, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 46-48 Isabella Avenue, Block 4034, Lot 27; further authorizing Director of Finance to issue check in amount of \$625. to the Division of Property Management, for repair and maintenance costs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bi. Resolution authorizing Director of Finance to issue check in amount of \$241., payable to Sharon Austin, Administratrix of Estate of Ellen Hill, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 469 Avon Avenue, Block 2637, Lot 37; further authorizing Director of Finance to issue check in amount of \$1,108.04 to the Division of Property Management, for repair and maintenance costs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bj. Resolution authorizing Director of Finance to issue check in amount of \$881., payable to Nubroch, Inc., c/o Arthur Nunally, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 10 Dewey Street, Block 3058, Lot 45.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk.** Resolution authorizing Director of Finance to issue check in amount of \$370., payable to George and Esther Green, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 762 Bergen Street, Block 2707, Lot 34.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bl.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Mary Murage, Breastfeeding Peer Counselor, for provision of Breastfeeding Services to WIC pregnant and lactating women, for period July 1, 1992 to September 30, 1992, in amount of \$2,660., funds provided by Jersey State Department of Health. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bm.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Harriet Jackson, Breastfeeding Peer Counselor, for provision of Breastfeeding Services to WIC pregnant and lactating women, for period July 1, 1992 to September 30, 1992, in amount of \$2,000., funds provided by Jersey State Department of Health. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bn.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Pathmark Pharmacy, Inc., to provide pharmaceutical services to eligible residents of City of Newark, for period March 16, 1992 to March 15, 1993, total amount of contract shall not exceed \$115,000., (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i)).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bo.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to apply and accept funds in amount of \$129,551., from New Jersey Department of Human Services, Division of Mental Health and Hospitals, for provision of services to the Homeless Mentally Ill, for period October 1, 1992 to September 30, 1993.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bp. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to apply and accept funds in amount of \$132,202., from New Jersey Department of Human Services, Division of Mental Health and Hospitals, for provision of clinical case management services to the Homeless Mentally Ill, for period October 1, 1992 to September 30, 1993.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bq. Resolution ratifying action taken by Director of Health and Human Services to secure services of M & F Foods Incorporated., pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Health & Human Services to execute contract with M & F Food Incorporated, 65 Main Street, Newark, New Jersey 07105, second lowest bidder, to furnish and deliver food for the Sullup Program, for period April 20, 1992 to September 30, 1992, for sum not to exceed \$174,000. (Contract with lowest bidder was cancelled due to complaint concerning poor quality of food provided to children)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant and Director of Health and Human Services Ruffin to meet with the Council at their pre-meeting conference October 20, 1992 was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-br. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with North Ward Center, Inc., lowest responsible quote received, for Medical Office Skills Training Program, Number PY 2-021-08, for period September 14, 1992 through June 30, 1993; contract shall not exceed \$180,000. for 60 participants (30 adults, 30 youths, 2 cycles of seventeen weeks, 17 weeks each, 425 hours each), source of funds-New Jersey Department of Labor, Employment and Training, Title 11A Adults and 11A Youth.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to communicate with Mayor's Office of Employment and Training Director Atkins, requesting information, prior to the October 21, 1992 meeting, on the qualifications of the persons who will do the training for the Medical Office Skills Program was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bs. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with White Lung Association of New Jersey, Inc., lowest responsible quote received, for Asbestos Abatement Professional Training Program, Number PY 2-031-06, for period September 28, 1992 to June 30, 1993; contract shall not exceed \$144,720., for 40 participants (10 adults, 10 youth and 20 veterans in 2 cycles of sixteen weeks each, 400 hours each), source of funds-New Jersey Department of Labor, Employment and Training, Title 11A and IVC.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bt. Resolution establishing 1993 Holiday Schedule.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bu. Resolution declaring an emergency exists as to an "Ordinance to amend an Ordinance entitled, 'An ordinance instituting a position in the Office of the City Clerk and establishing salary therefor,' (6-S & F-e) adopted May 4, 1977, as amended and supplemented. (To institute the title of Building Maintenance Worker, in the Office of the City Clerk)," Ordinance 6-Ph, S & F-1, being finally adopted October 7, 1992, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bv. Resolution approving Constable Bond in amount of \$1,000., issued to Tracey Dean Curry, as to form amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bw. Resolution appointing Azeezuddin Samad Muhammad for a term commencing October 7, 1992 and ending October 7, 1993, as a Constable of Newark.**

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bx. Resolution designating reserved parking area for handicapped motorists on South 15th Street, eastside, beginning 139 feet north of the northerly curblin of 14th Avenue and extending 25 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-by. Resolution designating reserved parking area for handicapped motorists on South 15th Street, eastside, beginning 243 feet south of the southerly curblin of South Orange Avenue and extending 22 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bz.** Resolution designating reserved parking area for handicapped motorists on 3rd Street, westside, beginning 268 feet north of the northerly curblin of 1st Avenue and extending 24 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-ca.** Resolution designating reserved parking area for handicapped motorists on Napoleon Street, northside, beginning 416 feet east of the easterly curblin of Elm Road and extending 17 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-cb.** Resolution declaring an emergency exists as to an "Ordinance approving the Sportsworld Redevelopment Plan and the Feasibility of Relocation for City Tax Block 2601, Lots 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 35, 53, 36, 37, 38, 39, 41, 42, 43, 45, 46, 47; 51 and 52 (A/K/A 361-385 Springfield Avenue; 341-375 Bergen Street; 117-147 17th Avenue; and 418-422 Fairmount Avenue); City Tax Block 2603, All Lots (A/K/A 399-425 Springfield Avenue; 411-425 Fairmount Avenue; 2-24 Highland Street; and 2-22 Magnolia Street); and a portion of the Right-of-Way of Fairmount Avenue," Ordinance 6-Ph, S & F-o, being finally adopted October 7, 1992, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-cc.** Resolution posthumously recognizing and commending Mr. Philip Marx, founder of Clinton Milk Company, on the occasion of having Morris Avenue between Springfield and 15th Avenues dedicated in his honor for honorary and ceremonial purposes.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-cd.** Resolution posthumously recognizing and commending Bishop Howard Smith on the distinguished occasion of having Straford Place dedicated in his honor, for honorary and ceremonial purposes.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ce. Resolution declaring October 3-12, 1992 as the "Week of Spain" in the City of Newark.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-1. Resolution recognizing and commending Ms. Mydelia Florence.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-2. Resolution recognizing and commending Joseph and Mary Conyers.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-3. Resolution recognizing and commending UNICO on its inth nnuual Columbus Day Luncheon.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-4. Resolution recognizing and commending the occasion of the Columbus Day 1992 in the City of Newark.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-5. Resolution recognizing and commending Mr. Joe Pesci.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-6. Resolution recognizing and commending the North End Nursery on its One Hundredth Anniversary.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cf-7. Resolution recognizing and commending Ms. Mildred Davis Booker, Assistant to the Vice President of Public Affairs and Development at Rutgers University, for her distinguished service as a dedicated employee at the State's largest university.**

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cf-8. Resolution recognizing and commending Mr. Dereck Rhynes of Newark for demonstrating great courage and heroism while helping Newark Police Officers apprehend three young car thieves.**

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cf-9. Resolution recognizing and commending Mr. Franklin Montalvo, owner of Techni-Hair, Inc., on the distinguished occasion of being selected as "Hispanic Merchant of the Year".**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cf-10.**

Resolution recognizing and commending the organizers of the Sixth Annual Newark City-Wide Senior Citizens Extravaganza held September 22, 1992 at PSE&G Amphitheater in downtown Newark.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cf-11.**

Resolution recognizing and commending Mr. Harold Wright of the Newark 100 Drum and Bugle Corp.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cf-12.**

Resolution recognizing and commending the World Gospel Musical Association.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-13.

Resolution recognizing and commending Elder Terry Patrick, Pastor of The Good News Tabernacle Church on the esteemed occasion of his Birthday joyously celebrated on Saturday, October 10, 1992.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-14.

Resolution recognizing and commending Mr. & Mrs. Willie Ruiz, owners of Prestige Auto Restoration, Inc., for providing quality automobile restoration services to the Greater Newark Community for the past decade.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-15.

Resolution recognizing and commending Ms. Marie Pescatore.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-16.

Resolution recognizing and commending Mr. Thomas Giblin.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-17.

Resolution recognizing and commending Dr. Richard Boiardo.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-18.

Resolution recognizing and commending 504 Express Courier, Inc. of Newark.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-19.

Resolution recognizing and commending the 504 Foundation, Inc. for exemplary community service.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cf-20.

Resolution recognizing and commending the management of 504 Express Courier, Inc., and 504 Enterprises Inc.,; Dorian Phipps, Donald Cunningham, Darric Brown, Stanley A. Matthews and Vincent L. Stallings.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cg.
(A.S.)**

Resolution appointing Joseph Holloway Constable for a term commencing October 7, 1992 and ending October 7, 1993.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-ch-1.
(A.S.)**

Resolution recognizing and commending Mr. Steven J. Madonna.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-ch-2.
(A.S.)**

Resolution recognizing and commending Mrs. Andrea Fol of Newark on her One Hundredth Birthday.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-ch-3.
(A.S.)**

Resolution recognizing and commending the Newark Chapter of UNICO National on the occasion of its annual Columbus Day festivities.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-ch-4.
(A.S.)**

Resolution recognizing and commending Division of Youth and Family Services-Newark South District Office Task Force.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-ch-5.
(A.S.)**

Resolution recognizing and commending Mr. Joseph Harley.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ci.
(A.S.)

Resolution amending Resolution 7-R-bi (A.S.), June 17, 1992, "contract with New Jersey Department of Transportation, for Subregional Transportation Planning Contract Task Order #4, for period July 1, 1992 to December 31, 1992, in amount of \$24,280.-Federal Highway Administration Planning Funds-\$20,638., In-Kind Match-\$3,642.," by revising new sharing ratio of FHWA Planning Funds in amount of \$19,424., City of Newark In-kind Match-\$4,856., necessitated by new ISTEA Act.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cj.
(A.S.)

Resolution authorizing Director of Finance to issue check in amount of \$536.21, payable to Zedekiah McMullen, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 471-473 South 17th Street, Block 326, Lot 48; further authorizing Director of Finance to issue check in amount of \$789.79 to Division of Property Management, for repair and fuel costs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

A motion to remove from the table "Resolution ratifying and authorizing Business Administrator to enter into contract with Dente Brothers Towing Inc., 527 Raymond Boulevard, Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage Police Department for the Central Ward, for period May 21, 1992 to May 20, 1994. (\$16.05 reimbursement for private passenger vehicles and \$36. reimbursement for all other vehicles to be received from Dente Brothers Towing Inc., on a monthly basis)" (Resolution 7-R-f tabled June 3, 1992) was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by the following votes:

Yes: Council Members Branch, Carrino, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Grant, Martinez.

7-R-ck.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with Dente Brothers Towing Inc., 527 Raymond Boulevard, Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage Police Department for the Central Ward, for period May 21, 1992 to May 20, 1994. (\$16.05 reimbursement for private passenger vehicles and \$36. reimbursement for all other vehicles to be received from Dente Brothers Towing Inc., on a monthly basis)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled June 3, 1992)

(Resolution removed from the table October 7, 1992)

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Martinez and failed of adoption by the following votes:

Yes: Council Members Carrino, Martinez, Villani.

No: Council Members Branch, Harris, President Bradley.

Not Voting: Council Members Grant, Rice, Tucker.

October 7, 1992

A motion to remove from the table "Resolution ratifying and authorizing Business Administrator to enter into contract with B & C Towing Inc., 527 Avenue "P", Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the East Ward, for period May 21, 1992 to May 20, 1994. (\$16. reimbursement for private passenger vehicles and \$15 reimbursement for all other vehicles to be received from B & C Towing Service, on a monthly basis)" (Resolution 7-R-g tabled June 3, 1992) was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by the following votes:

Yes: Council Members Branch, Carrino, Rice, Tucker, Villani,
President Bradley.

No: Council Member Harris.

Absent During Roll Call: Council Member Grant, Martinez.

7-R-cl.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with B & C Towing Inc., 527 Avenue "P", Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the East Ward, for period May 21, 1992 to May 20, 1994. (\$16. reimbursement for private passenger vehicles and \$15 reimbursement for all other vehicles to be received from B & C Towing Service, on a monthly basis).

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled June 3, 1992)

(Resolution removed from the table June 3, 1992)

A motion to defer action on the resolution was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker,
President Bradley.

No: Council Member Harris.

Absent During Roll Call: Council Member Villani.

A motion to remove from the table "Resolution ratifying and authorizing Business Administrator to enter into contract with C & J Towing Inc., 409-411 Wilson Avenue, Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage Police Department for the South Ward, for period May 21, 1992 to May 20, 1994. (\$6. reimbursement for private passenger vehicles and \$25 reimbursement for all other vehicles to be received from C & J Towing Service, on a monthly basis)" (Resolution 7-R-h tabled June 3, 1992) was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by the following votes:

Yes: Council Members Branch, Carrino, Rice, Tucker, Villani,
President Bradley.

No: Council Member Harris.

Absent During Roll Call: Council Member Grant, Martinez.

7-R-cm.
(A.S.)

Resolution ratifying and authorizing Business Administrator to enter into contract with C & J Towing Inc., 409-411 Wilson Avenue, Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage Police Department for the South Ward, for period May 21, 1992 to May 20, 1994. (\$6. reimbursement for private passenger vehicles and \$25 reimbursement for all other vehicles to be received from C & J Towing Service, on a monthly basis)

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution tabled June 3, 1992)

(Resolution removed from the table October 7, 1992)

A motion to defer action on the resolution was made by Council Member Tucker, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker,
President Bradley.

No: Council Member Harris.

Absent During Roll Call: Council Member Villani.

October 7, 1992

With respect to Resolutions 7-R-ck (A.S.), 7-R-cl (A.S.) and 7-R-cm (A.S.) the City Clerk was directed to invite Business Administrator Grant and Corporation Counsel Hollar-Gregory to meet with the Municipal Council at its October 20, 1992 pre-meeting conference.

**7-R-cn.
(A.S.)** Resolution expressing profound sorrow and regret at the passing of Ronald "Cookie" Hawks, long-time employee of the City of Newark.

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-co.
(A.S.)** Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with American Institute of Banking, lowest responsible quote received, for Banking Office Skills Training Program, Number PY 2-021-01, for period September 28, 1992 through December 31, 1992; contract shall not exceed \$48,380., for 20 participants (10 adults and 10 youth) during one cycle of 12 weeks (360 hours); source of funds-New Jersey Department of Labor, Employment and Training Administration, Title 11A Adults and 11A Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to communicate with Mayor's Office of Employment and Training Director Atkins requesting information as to the trainee selection process and the names of the trainees involved was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cp.
(A.S.)** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into contract with the Centre, Inc., for provision of day care services, for period September 1, 1992 to August 31, 1993, in amount of \$30,000.; funds provided in H.C.D.A. Year XVIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-cq.
(A.S.)** Resolution authorizing Director of Development to execute and enter into Memorandum of Understanding with G. Heller Enterprises, Inc., 270 Sylvan Avenue, Englewood Cliffs, New Jersey 07632, to undertake proposed project to construct and develop office building of at least 650,000 square feet and no more than 1,200,000 square feet including parking facility for at least 700 cars on Block 150, Lot 14.

(1100 Raymond Boulevard)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant, Director of Development Dasher and Developer Mr. Heller to meet with the Municipal Council at its pre-meeting conference October 20, 1992 was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cr.
(A.S.) **Resolution by the Newark Municipal Council supporting the "Growth Connection" option to be adopted by the New Jersey Transit Study Group as the only viable option regarding the Newark-Elizabeth Airport Rail Link.**

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani.
No: Council Member Tucker.
Not Voting: Council Members Harris, President Bradley.

- 7-R-cs.
(A.S.) **Resolution establishing a Coalition of Afro-American organizations, sponsored by the City as official function of the City of Newark, to plan and implement a series of activities to celebrate Kwanzaa on December 28, 1992.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ct.
(A.S.) **Resolution by the Newark Municipal Council encouraging contributions to the Newark Dr. Martin Luther King, Jr. Program Committee, c/o The Newark Performing Arts Corporation, to offset the cost of the Dr. Martin Luther King, Jr. reception scheduled for January 15, 1993, as well as the main program open for the general public scheduled to be held on January 26, 1993.**

A motion to adopt the resolution was made by Council Member Tucker, President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cu.
(A.S.) **Resolution authorizing Director of Development to execute an Assistance Loan Agreement with New Jersey Housing and Mortgage Finance Agency and Telephone Heights Urban Renewal Associates, L.P., to receive an award of \$450,000., for development of 45 units of low income rental housing.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cv.
(A.S.) **Resolution authorizing Director of Development to execute a Subordinate Mortgage and Mortgage Note with Telephone Heights Urban Renewal Associates, L.P., for award of \$900,000., low income interest loan from R.C.A. funds for a twenty year term subject to cancellation if Telephone Heights project remains affordable. (45 units of low income rental housing).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-cw.
(A.S.) **Resolution ratifying and authorizing Director of Land Use Control to enter into contract with Newark Fighting Back-\$8,500.; International Youth Organization-\$8,500.; United Community Corporation-\$8,500.; South Ward Neighborhood Council-\$8,500.; The Center-\$9,250.; Ironbound Community Corporation-\$10,000.; Unified Vailsburg Service Organization-\$10,000., totalling \$63,250., for five week "Fall Clean-up", beginning October 5, 1992.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

October 7, 1992

7-R-cx.
(A.S.)

Resolution ratifying and authorizing Director of Finance to enter into contract with Stratus Computer, Inc., 55 Fairbanks Boulevard, Marlboro, Ma., 01752, for period August 12, 1992 to July 11, 1995, for servicing of equipment used to operate CAD System of Newark Police and Fire Departments, in amount not to exceed \$127,116. per year. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Harris.

7-R-cy.
(A.S.)

Resolution amending Tax Abatement Application and Financial Agreement for K. Hovnanian at Newark Urban Renewal Corp., III, Inc., (Site B) as authorized by Resolution 7-R-e, September 5, 1990, requesting that the herein Tax Abatement be amended to provide for the project to be divided into ten (10) phases located at entire Blocks 207 and 209 and Block 208, Lots 1-9.01, 13, 16-19, 23-25 which shall be co-terminous.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-cz.
(A.S.)

Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Neighborhood Preservation Balanced Housing Program, \$1,600,000., item available from New Jersey Department of Community Affairs.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

7-R-da.
(A.S.)

Resolution authorizing Mayor and Director of Development to enter into agreement with New Jersey Department of Community Affairs/Neighborhood Preservation Balanced Housing Program and accept grant on behalf of Terrace Heights Development Corporation Project, in amount of \$1,600,000., for construction of 70 low income rental units to be located at 10 Osborne Terrace and 7-11 Hedden Terrace; project to be completed by August 31, 1994.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

7-R-db.
(A.S.)

Resolution amending Resolution 7-R-c, March 6, 1991 "contract with Data Processing Services, Inc., 4 Sperry Road, Fairfield, New Jersey 07004, only bid received, for providing Debt Collection Services (Municipal Court Violations Bureau), for period July 1, 1990 to June 30, 1991; amount payable by City under aforesaid contract shall be 36% of collected debts," by changing contract period from July 1, 1990 to June 30, 1993; \$60,000. will be budgeted in 1992 Budget; \$43,000. will be budgeted for 1991 in 1993 budget in prior year's bill.

A motion to adopt the resolution was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

October 7, 1992

MOTIONS.

- 7-M-a. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CHARLES WATKINS, SR., FORMER TENANT PRESIDENT OF THE NEVADA STREET SENIOR CITIZENS APARTMENT COMPLEX was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-b. A MOTION ONCE AGAIN RESPECTFULLY REQUESTING THE NEWARK HOUSING AUTHORITY TO CONSIDER NAMING HOUSING COMPLEXES IN HONOR OF THE LATE LOIS JONES, AND THE LATE GEORGE JONES WHO WERE LONGSTANDING PUBLIC HOUSING ACTIVISTS WITHIN THE CITY OF NEWARK was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WALTER SMITH, JR., was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-d. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. NANCY CALVANI, GRANDMOTHER OF MR. ALFRED CLARKE, PUBLIC ACCESS COORDINATOR FOR CABLEVISION OF NEWARK was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-e. A MOTION RECOGNIZING AND COMMENDING UNITED STATES SENATOR FRANK R. LAUTENBERG FOR SPONSORING LEGISLATION FOR THE CREATION OF THE PUBLIC AND ASSISTED HOUSING DRUG ELIMINATION ACT OF 1992, FROM WHICH \$1.6 MILLION WILL BE ALLOCATED TO THE NEWARK HOUSING AUTHORITY (FROM HUD) TO FIGHT DRUG TRAFFICKING AND ABUSE was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARIE ELLIS STEWART, 72, OF EAST ORANGE, FORMER NEWARK CENTRAL WARD CHAIRPERSON AND PAST PRESIDENT OF THE NATIONAL ASSOCIATION OF NEGRO BUSINESS AND PROFESSIONAL WOMEN, INCORPORATED was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. J. HARRY ANDERSON, 87, OF MADISON, NEW JERSEY, FORMER STATE EDITOR, CITY AND METROPOLITAN EDITOR OF THE NEWARK EVENING NEWS was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

October 7, 1992

- 7-M-h.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ASHER H. CONN, SR., 85, OF NEWARK, FORMER METER READER AND INSPECTOR FOR THE NEWARK WATER DEPARTMENT was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-i.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARIA NICOLA PERRIELLO, 97, OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-j.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANNA BARBARA CATALANO, 79, OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-k.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. BERNARD M. O'LEARY, JR., OF SEA GIRT, RETIRED NEWARK POLICE SERGEANT was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-l.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF THE REVEREND LINDSEY C. CLARK, 81, OF NEWARK, ASSOCIATE MINISTER OF ST. PAUL'S UNIFIED FREEMILL BAPTIST CHURCH IN NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-m.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. TERESA STEFANSKA, 83, OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-n.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALONZO DIXON, JR., OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

October 7, 1992

- 7-M-o.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ANTONIO CIFELLI OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-p.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ROBERT J. CLAY, OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-q.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. BERT OTTLEY OF EAST ORANGE, FORMER MANAGER OF NEWARK SYMPHONY ORCHESTRA was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-r.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DANIEL J. SANSONE, JR., OF MAPLEWOOD, FORMER ST. BENEDICT'S PREPARATORY SCHOOL BASEBALL COACH was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-s.** A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. THOMAS CAMPIONE, SENIOR PHOTOSTAT OPERATOR FOR THE CITY CLERK'S OFFICE IN THE CITY OF NEWARK was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-t.** A MOTION CONGRATULATING MR. SAMUEL MILLER, DIRECTOR OF THE NEWARK MUSEUM, FOR 25 YEARS OF EXEMPLARY SERVICE AT THE MUSEUM was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-u.** A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING UNDERTAKE A STUDY TO DETERMINE THE FEASIBILITY OF ERECTING TRAFFIC LIGHTS AT THE INTERSECTIONS OF SOMERSET STREET AND MUHAMMAD ALI BOULEVARD was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-v.** A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING UNDERTAKE A STUDY TO DETERMINE THE FEASIBILITY OF ERECTING TRAFFIC LIGHTS AT THE INTERSECTIONS OF CAMDEN STREET AND FIFTEENTH AVENUE was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

October 7, 1992

- 7-M-w.** A MOTION CONDEMNING A RECENT PROMOTIONAL ADVERTISEMENT APPEARING IN THE STAR-LEDGER AND PAID FOR BY DOOR GALLERY OF SADDLE BROOK, NEW JERSEY, WHICH NEGATIVELY DEPICTED AN AFRICAN-AMERICAN AS A POTENTIAL BURGLAR was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-x.** A MOTION REQUESTING THE BOARD OF EDUCATION AND THE CITY LAW DEPARTMENT TO INVESTIGATE THE VALIDITY OF USING SOME OF THE FUNDS FROM THE \$20 MILLION BOND ISSUE FOR THE VAILSBURG HIGH SCHOOL TO BUILD AN ADDITION TO WEST SIDE HIGH SCHOOL was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-y.** A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. NATHANIEL POTTS, PRINCIPAL OF WEST SIDE HIGH SCHOOL was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-z.** A MOTION REQUESTING THE ADMINISTRATION AND THE DIRECTOR OF THE LIBRARY TO MOVE AS EXPEDITIOUSLY AS POSSIBLE TO REPLACE THE TWO COMPUTERS WHICH WERE STOLEN FROM THE BRANCH LIBRARY LOCATED IN MT. VERNON PUBLIC SCHOOL was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-ba.** A MOTION RESPECTFULLY REQUESTING THAT MAYOR SHARPE JAMES, ALONG WITH THE CITY ADMINISTRATION, STUDY THE FEASIBILITY OF ESTABLISHING A LITERACY PROGRAM FOR EMPLOYEES OF THE CITY OF NEWARK was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bb.** A MOTION RECOGNIZING AND COMMENDING FORMER ASSEMBLYWOMAN STEPHANIE BUSH ON HER RECENT APPOINTMENT AS COMMISSIONER OF THE STATE DEPARTMENT OF COMMUNITY AFFAIRS was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bc.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LEE CURVIN was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bd.** A MOTION REQUESTING THE POLICE DIRECTOR TO IMMEDIATELY NOTIFY THE MUNICIPAL COUNCIL WHENEVER A DEATH OCCURS IN CONNECTION WITH THE ACTIVITIES OF NEWARK POLICE OFFICERS was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

October 7, 1992

- 7-M-be.** **A MOTION URGING THAT THE CITY OF NEWARK ESTABLISH A DAY CARE PROGRAM FOR MUNICIPAL EMPLOYEES IN CITY HALL SO THAT DAY CARE SERVICES ARE AVAILABLE TO THE EMPLOYEES OF THE CITY OF NEWARK** was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bf.** **A MOTION REQUESTING THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING HAVE THE CROSSWALKS THROUGHOUT THE CITY, ESPECIALLY IN THE SOUTH WARD, REPAINTED** was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bg.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JOYCE PONTRELLI, WIFE OF RETIRED NEWARK POLICE CAPTAIN VITO PONTRELLI** was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bh.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. KEVIN DAVIS OF NEWARK** was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bi.** **A MOTION REQUESTING THE DIRECTOR OF HEALTH AND HUMAN SERVICES TO ASSIGN THE APPROPRIATE PERSONNEL TO INSPECT ALL PUBLIC RESTROOMS IN RESTAURANTS THROUGHOUT THE CITY OF NEWARK** was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bj.** **A MOTION DIRECTING THE CITY CLERK TO FORWARD VERBATIM TRANSCRIPT OF REMARKS MADE BY GLADYS TUCKER UNDER HEARINGS OF CITIZENS (6-HC-b) TO THE APPROPRIATE OFFICIALS** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Grant, received September 15, 1992, enclosing proposed "Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Dickerson Street as a through street." (Central Ward)
(Dickerson Street, between Roseville Avenue and First Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion directing the City Clerk to place this ordinance on the October 21, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

8-b.

The City Clerk presented Communication from Business Administrator Grant, received September 25, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor,' (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To institute the titles of Administrative Analyst and Employee Assistance Counselor/Employee Benefits Specialist in the Department of Administration)."

(Administrative Analyst	1	1/1/92	\$28,236.76 - \$33,943.26
		1/1/93	29,366.23 - 35,300.99
		1/1/94	30,540.88 - 36,713.03

Employee Assistance	1	1/1/92	37,241.58 - 44,887.46
Counselor/Employee		1/1/93	38,731.24 - 46,682.96
Benefits Specialist		1/1/94	40,280.49 - 48,550.28

(Instituting 2 titles in Department of Administration which more appropriately describes duties and responsibilities of employees assigned. Old titles are common titles. Fiscal Impact \$2,300.

Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

8-c.

Communication from Business Administrator Grant, received September 25, 1992, enclosing proposed, "Ordinance ratifying and authorizing the execution of a lease agreement between the Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$17,130. per year for a period of twelve (12) months." (January 1, 1992 to December 31, 1992) (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-h on page 17 in the minutes of this meeting)

8-d.

Communication from Business Administrator Grant, received September 28, 1992, enclosing proposed, "Ordinance to amend Ordinance 6-S & F-I, August 5, 1992, 'Ordinance authorizing the conveyance of Block 2845, Lot 21, commonly known as 49-63 Dickerson Street to the County of Essex for \$1.00 pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1),' by requiring the County to provide a central processing facility for juveniles arrested by Newark Police."

(For construction of new Youth House)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-i on pages 17 and 18 in the minutes of this meeting)

8-e.

Communication from Business Administrator Grant, received September 28, 1992, enclosing proposed, "An ordinance approving the sale of the premises commonly known as 33-47 Cutler Street, 10-24 Victoria Avenue, 30-40 Stone Street and 71-87 Crane Street (Tax Block 477, all Lots), Newark, New Jersey to St. Lucy's Development Corporation, pursuant to the provisions of N.J.S.A. 40A:12-21(j)."

(Central Ward)

(\$2,200.)

(Will permit City to sell property to a nonprofit developer to build for resale 22 units of housing.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-j on page 18 in the minutes of this meeting)

8-f.

The City Clerk presented Communication from Business Administrator Grant, received September 28, 1992, enclosing proposed, "An Ordinance amending and supplementing Sections 27:3-4, 27:3-9, 27:3-14, and 27:3-19, of Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To restrict the height of fencing in all Residential Districts)."

(Establishes maximum allowable fence heights)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

8-g.

The City Clerk presented Communication from Business Administrator Grant, received September 28, 1992, enclosing proposed, "An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c for years 1990, 1991 and 1992, on property owned by Bethsada Baptist Church and located at 163-167 Bloomfield Avenue, Block 532, Lot 30, Newark, New Jersey."

(North Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 7, 1992

A motion directing the City Clerk to place this ordinance on the October 21, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

8-h.

The City Clerk presented Communication from Business Administrator Grant, received September 28, 1992, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance instituting position titles in the Department of Health and Human Services,' (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To Institute the title of Phlebotomist in the Department of Health and Human Services)."

(Phlebotomist 1	1/1/92	\$16,342.52 - \$19,483.90
(35 Hours)		16,996.22 - 29,263.26
		17,676.07 - 21,073.79)

(Instituting title in Department of Health and Human Services which more appropriately describes duties being performed by a Laboratory Technician. No increase in salary. Represented by Newark Council 21, Civil Service Association. Old title is common title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

8-i.

The City Clerk presented Communication from Business Administrator Grant, received September 28, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To Institute the title of Principal Data Processing Systems Programmer in the Department of Engineering)."

(Principal Data	1 1/1/92	\$37,241.58 - \$44,887.46
Processing System	1/1/93	38,731.24 - 46,682.96
Programmer	1/1/94	40,280.49 - 48,550.28
(35 Hours))		

(Instituting title in Department of Engineering which more appropriately describes duties being performed by employee serving in title Principal Engineering, Traffic. Old title is common title. No salary change. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

October 7, 1992

8-j.
(A.S.)

Communication from Business Administrator Grant, received October 6, 1992, enclosing proposed, "Ordinance providing for the Vacation of Academy Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the easterly line of Norfolk Street to the westerly line of Wickliffe Street."

(Vacation requested in order for K. Hovnanian Company to proceed with construction of Sites C & E of the University Heights Redevelopment Project.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-l on pages 19 and 20 the minutes of this meeting)

8-k.
(A.S.)

Communication from Business Administrator Grant, received October 6, 1992, enclosing proposed, "Ordinance providing for the Vacation of Newark Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the northerly line of West Market Street to the southerly line of Warren Street."

(Vacation requested in order for K. Hovnanian Company to proceed with construction of Sites C & E of the University Heights Redevelopment Project.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-m on page 20 in the minutes of this meeting)

8-l.
(A.S.)

Communication from Business Administrator Grant, received October 6, 1992, enclosing proposed, "Ordinance providing for the Vacation of School Street, as laid out 50 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the easterly line of Wilsey Street to the westerly line of Wickliffe Street."

(Vacation requested in order for K. Hovnanian Company to proceed with construction of Sites C & E of the University Heights Redevelopment Project)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-n on pages 20 and 21 the minutes of this meeting)

8-m.
(A.S.)

Communication from Business Administrator Grant, received October 6, 1992, enclosing proposed, "Ordinance providing for the Vacation of Wilsey Street, as laid out 50 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the northerly line of West Market Street to the southerly line of Warren Street."

(Vacation requested in order for K. Hovnanian Company to proceed with construction of Sites C & E of the University Heights Redevelopment Project.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-o on page 21 in the minutes of this meeting)

October 7, 1992

8-n.
(A.S.)

Communication from Business Administrator Grant, received October 6, 1992, enclosing proposed, "Ordinance authorizing and directing the resubmission for approval of two ordinances of the Municipal Council heretofore adopted by the Municipal Council in connection with the financing by the Essex County Improvement Authority of certain Redevelopment Plans of the City of Newark, New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-p on pages 21 and 22 the minutes of this meeting)

8-o.
(A.S.)

The City Clerk presented Communication from Business Administrator Grant, received October 7, 1992, enclosing proposed, "Ordinance to amend Title 14, Health and Sanitation, Chapter 2A. Lead Poisoning of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to insure that the Lead Poisoning Ordinance conforms to the State Regulations pertaining to Lead Poisoning."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the October 21, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To institute the title of Affirmative Action Officer and to abolish the title Manager, Office of Affirmative Action in the Office of the Mayor)."

(Affirmative Action 1 1/1/90 \$38,756.00 - \$47,108.00 Officer)

(Instituting position title and abolishing old in the Office of the Mayor which replaces a non-standard title with a New Jersey State Department of Personnel approved title. No salary change. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

October 7, 1992

NEW BUSINESS ON THE AGENDA

None.

MISCELLANEOUS

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from September 4, 1992 to September 25, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Immaculate Conception Church General Committee	10740
Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of NJ Inc.	10742
Hillside Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of NJ.	10743
Greater Morris Area Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of NJ	10744
Foundation for Servicing Children and Young Adults with Learning Disabilities of NJ.	10745
Blessed Sacrament H.S. Advisory Board	10749
Blessed Sacrament Home School Assoc.	10750
St. Rocco's Church	10752
Holy Name Society, Sacred Heart Church	10756

RAFFLE LICENSE

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. John's Guild	10738
Immaculate Conception Church General Committee	10739
Habitat for Humanity Newark, Inc.	10741
Our Lady of Mt. Carmel Church	10746
United Hospitals Medical Center Foundation	10747
Church of the Epiphany	10748
St. Rocco's Church	10751
Combined Societies of St. Patrick's	10753
Sacred Heart Church	10754
Holy Name Society, Sacred Heart Church	10755
Ladies Auxiliary of Ironbound Lions Club	10757
Harold Wilson School P.T.A.	10758

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

October 7, 1992

11-b.

The following applications for Street Dedications were approved by President Bradley in accordance with Ordinance 6-S & F-e, January 22, 1992:

The corner of Summit Avenue and Chancellor Avenue to Bishop Heber Brown Plaza.

A motion to ratify street dedications was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Rice, Tucker, Villani, President Bradley.

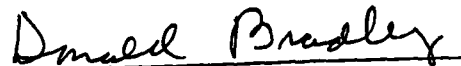
Absent During Roll Call: Council Member Martinez.

This meeting adjourned at 6:05 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, October 21, 1992

Prior to the regularly scheduled meeting various presentations were made by the Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 7:04 P.M.

The audience arose for the National Anthem.

The invocation was offered by the Honorable Donald Bradley, Council President.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Carrino, Harris, Martinez, Villani, President Bradley; City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Oliver Cato, Public Relations Consultants Dolores Wheat, Lois Redisch and Harold Edwards, Detective Lieutenant Peterman and Underwood, Sergeants-At-Arms.

Absent: Council Members Branch, Grant, Rice, Tucker.

(Council Member Branch arrived 7:05 P.M.)

(Council Member Grant arrived 7:09 P.M.)

(Council Member Rice arrived 8:03 P.M.)

(Council Member Tucker arrived 8:15 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was similarly disseminated on October 15, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of this schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

None.

ORDINANCES AND HEARINGS OF CITIZENS.

Ordinances on First Reading.

President Bradley called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting Oriental Street as a One-Way Street. (North Ward)**

(Oriental Street:
Eastbound, from Broadway to McCarter Highway)
(Copy of ordinance and correspondence submitted to each
Member of the Council)
(Approved by Department of Transportation, Division of Traffic
Engineering)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Branch, Grant, Rice, Tucker.

President Bradley: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1992.

(Council Member Branch arrived 7:05 P.M.)

- 6-F-b. The City Clerk read **An ordinance to create a "Water/Sewerage Utility" in the City of Newark, in the County of Essex, State of New Jersey, and to authorize rules and regulations to carry out the objective and purposes thereof.**

(Copy of ordinance and correspondence submitted to each
Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Grant, Rice, Tucker.

- 6-F-c. The City Clerk read **An ordinance establishing with the Office of the Mayor and in Chapter 2 of the Revised Ordinance of the City of Newark a Water and Sewer Commission.**

(Copy of ordinance and correspondence submitted to each
Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Grant, Rice, Tucker.

October 21, 1992

6-F-d.

The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Dickerson Street as a through street. (Central Ward)

(Dickerson Street, between Roseville Avenue and First Street)

(Copy of ordinance and correspondence submitted to each

Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Grant, Rice, Tucker.

6-F-e.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To institute the titles of Administrative Analyst and Employee Assistance Counselor/Employee Benefits Specialist in the Department of Administration).

(Administrative Analyst 1	1/1/92	\$28,236.76 - \$33,943.26
(35 Hours)	1/1/93	29,366.23 - 35,300.99
	1/1/94	30,540.88 - 36,713.03

Employee Assistance 1	1/1/92	37,241.58 - 44,887.46
Counselor/Employee	1/1/93	38,731.24 - 46,682.96
Benefits Specialist	1/1/94	40,280.49 - 48,550.28
(35 Hours))		

(Instituting 2 titles in Department of Administration which more appropriately describes duties and responsibilities of employees assigned. Old titles are common titles. Fiscal Impact \$2,300.

Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each

Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Grant, Rice, Tucker.

President Bradley: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1992.

- 6-F-f.** The City Clerk read **An ordinance amending and supplementing Sections 27:3-4, 27:3-9, 27:3-14, and 27:3-19, of Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To restrict the height of fencing in all Residential Districts).**
(Establishes maximum allowable fence heights)
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Grant, Rice, Tucker.

President Bradley: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1992.

- 6-F-g.** The City Clerk read **An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c for years 1990, 1991 and 1992, on property owned by Bethsaida Baptist Church and located at 163-167 Bloomfield Avenue, Block 532, Lot 30, Newark, New Jersey. (North Ward)**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Grant, Rice, Tucker.

President Bradley: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1992.

- 6-F-h.** The City Clerk read **An ordinance to amend an ordinance entitled, "An ordinance instituting position titles in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To institute the title of Phlebotomist in the Department of Health and Human Services).**

(Phlebotomist 1	1/1/92	\$16,342.52 - \$19,483.90
(35 Hours)	1/1/93	16,996.22 - 29,263.26
	1/1/94	17,676.07 - 21,073.79

(Instituting title in Department of Health and Human Services which more appropriately describes duties being performed by a Laboratory Technician. No increase in salary. Represented by Newark Council 21, Civil Service Association. Old title is common title.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 21, 1992

A motion to adopt the ordinance on first reading was made by Council Member Carrino, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Grant, Rice, Tucker.

President Bradley: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1992.

6-F-I.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To Institute the title of Principal Data Processing Systems Programmer in the Department of Engineering).

(Principal Data	1	1/1/92	\$37,241.58 - \$44,887.46
Processing System	1/1/93	38,731.24 -	46,682.96
Programmer	1/1/94	40,280.49 -	48,550.28
(35 Hours))			

(Instituting title in Department of Engineering which more appropriately describes duties being performed by employee serving in title Principal Engineering Traffic. Old title is common title. No salary change. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Grant, Rice, Tucker.

President Bradley: The yeses are six, the noes are none and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1992.

(Council Member Grant arrived 7:09 P.M.)

6-F-j.

The City Clerk read An ordinance to amend Title 14, Health and Sanitation, Chapter 2A, Lead Poisoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to insure that the Lead Poisoning Ordinance conforms to the State Regulations pertaining to Lead Poisoning.

(Copy of ordinance and correspondence submitted to each Member of the Council)

October 21, 1992

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1992.

A motion to consider Item 8-f (A.S.) on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

6-F-k.
(A.S.)

The City Clerk read An ordinance establishing within the Office of the Mayor, Title 2, of the Revised Ordinances of the City of Newark, a Civil Rights Office.

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1992.

A motion to consider Item 8-g (A.S.) on Ordinances on First Reading was the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

6-F-l.
(A.S.)

The City Clerk read A Bond Ordinance providing for Various General Improvements and appropriating \$3,889,000. therefor and authorizing the issuance of \$3,694,550. of Bonds and Notes of the City of Newark for financing said purposes set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Government Services)

October 21, 1992

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1992.

A motion to consider Item 8-h (A.S.) on Ordinances on First Reading was the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

6-F-m.
(A.S.)

The City Clerk read An ordinance amending Bond Ordinances 6-S & F-a, adopted January 17, 1990; 6-S & F-d, adopted January 6, 1990 and 6-S & F-d, adopted June 17, 1990, by cancelling the appropriations set forth therein, transferring monies appropriated from the Capital Improvement Fund for downpayment purposes to the Capital Improvement Fund, appropriating the sum of \$294,765. from the Capital Improvement Fund for the improvements set forth herein and amending said ordinances to reflect said amended appropriations for said improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Government Services)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 4, 1992.

October 21, 1992

Ordinances on Public Hearing, Second Reading and Final Passage.

President Bradley called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 15, Housing, Chapter 4, Dwellings; Responsibility of Owner and Operator for General Maintenance; of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding a new Article 12, requiring owners of multiple dwelling units to have a superintendent available on the premises at all times).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY

Section 1. Title 15, Housing, Chapter 4, Dwelling; Responsibility of Owner and Operator for General Maintenance, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by adding a new Article 12, requiring owners of multiple dwelling unit to have a superintendent available on the premises at all times) to read in its entirety as follows:

Article 12, Superintendent

15:4-44 Responsibility of Owners.

The owner of any rented multiple dwelling unit shall be required to have a building superintendent available on the premises at all times.

15:4-45 Owner to Register Name of Superintendent.

It shall be the responsibility of the owner of a multiple dwelling unit, any part of which is leased or rented, to register the name of the building superintendent with the Office of the City Clerk upon forms prescribed by and furnished by the City of Newark.

15:4-46 Definitions.

Owner shall mean, the owner, lessee, agent or other person who manages or controls any rented dwelling.

Multiple dwelling shall mean any building or structure and land appurtenant thereto containing three (3) or more apartments or rented or offered for rent to three (3) or more tenants or family units.

15:4-47 Penalty

Anyone found to be in violation of this Section shall, upon conviction, be fined in the amount of \$100., or in an amount not to exceed \$1,000., or by imprisonment for a term not to exceed ninety (90) days or both.

October 21, 1992

Section 2. All prior ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the Law of the State of New Jersey.

Statement: This legislation will require the owner of multiple dwelling units to have a superintendent available on the premises at all times.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

At a later time in the meeting, after Hearings of Citizens, Council Member Rice requested to have his vote recorded in the affirmative on this ordinance.

A motion to adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Franklin Avenue).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, *Parking Prohibited At All Times*, of Title 23, *Traffic and Parking*, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Franklin Avenue:

West Side, beginning at the southerly curblin of Stephen Crane Plaza and extending 175 feet southerly therefrom.

Beginning at the northerly curblin of Stephen Crane Plaza and extending 140 feet northerly therefrom.

Beginning 130 feet south of the southerly curblin of Belmont Avenue (Belleville Town Line) and extending 175 feet southerly therefrom.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Section 4. That a copy of this ordinance be sent to the Essex County board of Chosen Freeholders for their review and concurrence.

Section 5. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on Franklin Avenue at the curbside space between posted signs bearing the legend "No Parking At Any Time".

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

October 21, 1992

Ordinance approving the purchase of premises commonly known as 13-19 Hedden Terrace a/k/a Block 3026, Lots 91 and 93 and 18 Osborne Terrace a/k/a Block 3026, Lot 13, (South Ward) Newark, New Jersey, by the City of Newark, from the Housing Authority of the City of Newark, for three hundred (\$300.00) dollars, pursuant to the provisions of N.J.S.A. 40A:12-5(a)(1).

BE IT ORDAINED BY THE MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That the premises commonly known as 13-19 Hedden Terrace a/k/a Block 3026, Lots 91 and 93 and 18 Osborne Terrace a/k/a Block 3026, Lot 13 on the Official Tax Map and Tax Duplicate (year 1992) of the City of Newark are needed for public purposes.

Section 2. That the above described premises be purchased by the City of Newark from the Housing Authority of the City of Newark for the sum of Three Hundred (\$300.00) Dollars, pursuant to N.J.S.A. 40A:12-5 (a) (1).

Section 3. That the Director of Finance be authorized to pay said amount to the Housing Authority of the City of Newark for the above described premises.

Section 4. That the Corporation Counsel is hereby authorized to record the original deed and to forward said deed to the Director of Finance for filing.

Section 5. That a copy of the executed deed shall be placed on file in the Office of the City Clerk by the Director of Development.

Section 6. This Ordinance shall take effect upon publication and final passage and in accordance with the laws of the State of New Jersey.

STATEMENT

Passage of this Ordinance will permit the City to purchase property from the Newark Housing Authority.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 21, 1992

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By re-codifying the ordinance to reflect changes in procedures and administration).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 10, Finance and Taxation, Chapter 11, Procedures for Application, Approval and Administration of Tax Abatement Agreements of the Revised Ordinances of the City of Newark, New Jersey 1966 as amended and supplemented be and is hereby amended and supplemented to read in its entirety as follows:

Chapter 11, Procedures for Application, Approval and Administration of Tax Abatement Agreements.

10:11-1. Definitions: When use in this Ordinance, the following terms shall be defined as indicated:

a. Abatement (or Tax Abatement or Exemption or Tax Exemption): Shall mean the substitution of an annual payment in lieu of taxes for an amount which would be due from normal property taxes, where such a substitution is made pursuant to either the provisions of the Long Term Tax Exemption Law N.J.S.A. 40A:20-1, et. seq.) Where such substitution is made pursuant to the provisions of the Long Term Tax Exemption law, property taxes levied on the value of land shall continue to be due and payable.

b. Agreement (or Abatement Agreement or Financial Agreement): Shall mean the entirety of the contract with the City including all amendments and supplements thereto, by which an abatement is conferred.

c. Application: Shall mean the entirety of the information required to be submitted by a developer seeking abatement.

d. Certified Audit: Shall mean a complete financial statement outlining the financial status of the project for a period of time as indicated by context, the contents of which have been prepared in a manner consistent with the current standards of the Financial Accounting Standards Board and which fully detail all items as required by all related statutes, which has been certified to as to its conformance with such standards by a Certified Public Accountant who is licensed to practice that profession in the State of New Jersey.

e. City (or Municipality): Shall mean the municipal government of the City of Newark, New Jersey.

f. Developer (or Sponsor or Applicant): Shall mean the person or entity who is seeking or receiving an abatement and including an assignee in any case where the Municipal Council has approved the assignment of the abatement.

g. Development Officer: Shall mean the person or persons, if any, designated by the Mayor to conduct the development review required by this Ordinance.

h. Division of Tax Abatement and Special Tax: Shall mean the Division of Tax Abatement and Special Tax within the Department of Finance which shall manage tax abatements and special taxes.

i. Mayor: Shall mean the Mayor of the City of Newark, New Jersey.

j. Municipal Council: Shall mean the Municipal Council of the City of Newark, New Jersey.

k. Project: Shall mean the real property and the improvements thereon which are the subject of the agreement.

l. Property: Shall mean the real property and improvements thereon which existed prior to the execution of the agreement.

m. Pronouns: He or it shall mean the masculine, feminine or neuter gender, the singular as well as the plural, as proper meaning requires.

10:11-2. Purpose:

This ordinance sets forth the procedures to be followed by the City in the consideration of all applications for the abatement of property taxes, and in the administration of all tax abatement agreements as are authorized by the Municipal Council. By adoption of this Ordinance, it is intended to apply to residential projects only. Any and all commercial projects are ineligible for tax exemption.

10:11-3. Application for Abatements:

a. Form of Application: All applications shall be submitted by the developer in the form as has been placed on file with the City Clerk at the time of the passage of this Ordinance. Such application shall include at the minimum the identification of the property by metes and bounds, tax map block and lots and corresponding street address for which the abatement is sought, including a survey or plotting from the tax map, the type of abatement and its requested duration, the purpose for which the project shall be used, a detailed description of the improvements to be made to the property, an estimate of the total cost of the project as defined in the applicable law, and an estimated schedule for its completion and a copy of the Resolutions granting final site plan approval and declaring the proposed project is located within an area that has been properly designated as blighted by the City or a statement from the Central Planning Board declaring the proposed project is located within the Urban Enterprise Zone or Redevelopment Area.

In addition, the application shall set forth the representations of the developer as to the assessments on the property both for land and improvements as of the date of the filing of the application, the tax levy on the property for the year in which the application is filed, and as to the status of all municipal taxes, fees and charges due and payable to the City arising from or imposed on the property. A complete explanation as to the expected methods of financing the project shall also be included.

The applications shall further contain statements of disclosure in the form as attached to the application as to all parties, including parent and subsidiary companies, having any interest in the property and/or the project, as to any other tax abatement agreements then in force and effect in which any of those parties have any interest, and as to any other contracts or agreements with the City in which any of those parties have any interest and if so, provide the Federal Identification Number of each party listed.

The application shall contain the certification of the developer that construction of the project has not nor will commence prior to the final approval and execution of an abatement agreement between the City and the developer.

The application shall also include the estimate of the developer as to the number and type of jobs to be created by the project during the term of its construction and the number and type of permanent jobs to be created by the project within one year after its completion. The application shall set forth the affirmative action plan of the developer and a certification by the developer that such plan complies with the affirmative action requirements of the City.

The application shall also include the certification of the developer that the proposed project meets the requirements of the laws of this State for consideration for tax abatement. Where those laws require the property to have been declared blighted by the City and a redevelopment plan to have been adopted by the City as a condition for the consideration of tax abatement, the developer shall further certify that the proposed project complies with the redevelopment plan as adopted.

The application shall also include the proposed financial agreement as prepared by the developer, which shall be presented in such form as required by statute.

Application shall be submitted in octuplicate with all eight copies executed in the original by the developer. Where the developer is other than an individual person, the signature on the application shall be certified as to its authenticity and authority by the submission of a notarized corporate resolution, being the seal of the corporation and the signature of the secretary of the corporation, or similar bona fide evidence.

b. Application Fee: No application for tax abatement submitted pursuant to this Ordinance shall be accepted unless it is accompanied by full payment of the required application fee. Such fees shall be in the amount of \$2,000.00 for all projects whose total project cost is less than \$1,000,000 and \$5,000.00 for all other projects. These fees shall be received as compensation for the legal review and related work of the City's departments and agencies. All checks shall be certified and payable to the City. This application fee shall be non-refundable.

c. Submission: All applications for tax abatement shall be submitted to the Mayor, either in person or by certified mail, at his office. The mayor shall thereupon transmit the application to the Division of Tax Abatement and Special Taxes for processing.

10:11-4. Consideration and Approval:

a. Distribution of Application: Upon receipt of any application, the Division of Tax Abatement and Special Taxes shall forward one copy of the application to the individual designated by the Mayor as development officer, one copy to the Director of Finance, one copy to the Tax Assessor, one copy to the Tax Collector and three copies to the Corporation Counsel. The final copy, of the application shall be retained by the Manager, Division of Tax Abatement and Special Taxes and shall be placed on permanent file within his offices.

b. Development Review: Upon receipt of an application, the development officer shall conduct a complete review of the proposed project. Such review shall consider the propriety and suitability of the description(s), plan(s) and estimate(s) submitted, the degree to which the project complies with the City's developmental goals as expressed in its zoning ordinances, its master plan and any applicable redevelopment plans, and the degree of economic necessity for tax abatement consideration.

October 21, 1992

Based on the review, the development officer shall submit his recommendation as to the approval or disapproval of the application to the Corporation Counsel. Such recommendation shall include any changes to the application on the project as may be deemed necessary by the development officer, as well as a detailed explanation as to the analyses conducted in arriving at the recommendation.

c. Financial Review: Upon receipt of an application, the Director of Finance shall conduct a financial review of the application including a cost and benefit analysis of the proposed project. In addition, the Director of Finance shall obtain written certifications from Municipal officials as necessary to review and substantiate the items contained within the application. Those certifications shall include the following:

i. Certification of the Tax Assessor as to the taxes levied on the real property included within the project in both the year in which the application was filed and the immediately preceding year.

ii. Certification of the Tax Collector as to the current status of payments due for property taxes and/or municipal liens of any type arising from real property included within the project or from any other specified property owned by the Developer.

iii. Certification from the Division of Tax Abatement and Special Taxes as to the current status of payments due for any tax abatement agreement then in force and effect to which the developer is a party.

iv. Certification from Division of Tax Abatement and Special Taxes as to the current status of payroll and/or parking tax payments due from the developer.

v. Certification of the Director of the Division of Water Accounting and Customer Service as to the status of payments due for water and/or sewer services provided to the real property included within the project or other real property within the City in which the developer has an interest.

Based upon the review, the Director of Finance shall submit his recommendation as to the approval or disapproval of the application to the Corporation Counsel. Such recommendation shall include a detailed explanation as to the analysis conducted in arriving at the recommendation.

d. Legal Review: Upon receipt of an application, the Corporation Counsel shall conduct a review as to the form and legality of the application. In addition, the Corporation Counsel shall obtain written certifications from municipal officials as necessary to substantiate the items contained within the application.

At a minimum, those certifications shall include the following:

i. Certification of the Tax Assessor of the precise identity of all real property included within the project, including its metes and bounds, all tax block and lot designations and corresponding street addresses, as well as a survey or plotting of such property on the official tax map.

October 21, 1992

ii. Certification of the Tax Assessor as to the owner of record as recorded in his office of each tax lot included within the project.

iii. Certifications of the Tax Assessor as to the assessments for land and improvements then in effect for each tax lot included within the project.

iv. Certification of the Tax Assessor as to the total amount assessed on all real property included within the property in the calendar year immediately preceding its acquisition by the City, the City's agent, or the developer or developer's agent.

v. Certification of the Tax Collector as to the taxes levied on the real property included within the project in both the year in which the application was filed and the immediately preceding year.

vi. Certification of the Tax Collector as to the current status of payments due for property taxes and/or municipal liens of any type arising from the real property included within the project.

vii. Certification of the Manager of the Division of Tax Abatement and Special Taxes as to the current status of payments due for any tax abatement agreement then in force and effect to which the developer is a party.

viii. Certification of the Manager of the Division of Tax Abatement and Special taxes as to the current status of payroll and/or parking tax payments due from the developer.

ix. Certification of the Director of the Division of Water Accounting and Customer Service as to the status of payments due for water and/or sewer services provided to the real property included within the project and as to other real property within the City in which the developer has an interest.

x. Certification of the Director of the Division of Licenses as to the status of licenses and payments due for licenses for any activity conducted on the real property within the project.

xi. Certification of the Secretary to the Board of Adjustment that the use proposed for the project conforms to the zoning ordinance of the City.

xii. Certification of the Secretary of the Central Planning Board, if applicable, that the project is located within an area which has been properly designated as blighted by the City.

xiii. Certification of the Secretary of the Central Planning Board that the project has received final site plan approval from the Central Planning Board.

The Corporation Counsel shall also review those abatement agreements then in force and effect to determine the extent to which each party to the application is a party to any of those agreements.

October 21, 1992

Upon receipt of the necessary certifications and the review thereof, the Corporation Counsel shall make a determination as to the propriety of the application. Applications shall be deemed proper in those cases where they are presented in the proper form, satisfy the requirements of this Ordinance and all other applicable statutes and Ordinances, and for which no delinquency has been found in any of the payments due to the City as certified by those officials indicated earlier in this sub-section.

In those case where an application is deemed proper, the Corporation Counsel shall prepare a resolution in the form necessary to authorize the tax abatement and shall prepare the form of the agreement which would be so authorized. All such agreements shall be in the form filed with the City Clerk at the time of adoption of this ordinance. The resolution shall be signed by the Corporation Counsel as to form and legality and submitted, together with the form of the agreement, the original application, the certifications, and the recommendation of the Director of Finance and the development officer, to the Mayor for his consideration.

In those cases where an application is deemed improper, the Corporation Counsel shall prepare correspondence outlining those aspects of the application to be deficient and shall forward that correspondence, together with the original application, the certifications, and the recommendation of the Director of Finance and the development officer to the Mayor for his consideration.

e. Mayoral Review: Upon receipt of an application and recommendations from the Corporation Counsel, the Mayor shall determine the action to be taken in regard to that application. When the application has been deemed proper by the Corporation Counsel, the Mayor shall determine whether to recommend the adoption of the authorizing resolution and its attachments by the Municipal Council, or to recommend the rejection of the application as not being in the best interests of the City. Where the application has been deemed improper by the Corporation Counsel, the Mayor shall determine whether the deficiencies can be remedied, and if so may direct the developer and/or the appropriate municipal official as to the actions required. If the deficiencies cannot be remedied or if the application is deemed not in the best interests of the City, the Mayor may recommend the rejection of the application without condition.

In those cases where the Mayor affords the developer the opportunity to remedy specific deficiencies, the application may be reconsidered after correction by submission to the Manager of the Division of Tax Abatement and Special Taxes of the corrected application, after which the process outlined in this article shall be followed again. No fee shall be charged for consideration of such re-submitted applications.

In those cases where the Mayor has recommended rejection of an application without condition and where such action has been ratified by the Council, the application may only be reconsidered by re-application to the Division of Tax Abatement and Special Taxes, which application shall be treated in its entirety as a new application and for which an application fee shall be charged.

October 21, 1992

The recommendation of the Mayor to the Council, whether for acceptance or rejection, shall occur within 60 calendar days after the date of the receipt of a complete application.

f. Municipal Council Consideration: Upon receipt of any resolution to authorize a tax abatement agreement, the Municipal Council shall not place such resolution on the calendar for consideration, but rather shall refer the matter to its Tax Abatement Committee for consideration. That committee shall review the resolution, the original application, the certifications, the recommendations, and the form of the agreement to ensure that the considerations of this ordinance have been met. Where the matter is determined to be in proper form, the committee shall further determine its recommendation as to whether the authorization of the abatement is in the City's best interest.

The committee shall report its findings to the Municipal Council, and shall place the matter on the Council's calendar for consideration. Upon consideration, by vote of a two-thirds majority of the membership of the Council, the resolution may be approved, rejected or returned to Administration for correction or change. Determinations of rejection by the Council shall be treated as outlined for rejections by the Mayor. An application rejected conditionally may be re-submitted to the Division of Tax Abatement and Special Taxes without fee for reconsideration, while one rejected unconditionally may only be re-submitted as a new application, with fee.

10:11-5. Agreements; Form and Execution:

a. Form of Agreement: All agreements for tax abatements shall be in the form appropriate to the nature of the abatement and the nature of the developer as filed with the City Clerk at the time of the adoption of this ordinance. Such agreements shall at a minimum set forth the identification of the affected property, the nature and magnitude of the improvements to be constructed thereon, the consideration to be paid to the City and the conditions thereon, the duration of the agreement and the grounds for its termination. The agreements shall in all cases further provide that any change made in the ownership of the project or which would materially change the terms of the agreement shall under the agreement be void unless approved by the Municipal Council by resolution. The agreements shall require the timely submission of certified audits of the total project costs and of the annual financial operations of the project, and shall require timely payment of all municipal taxes, fees and charges arising out of the agreement or in any way arising out of the affected property. The agreement shall provide that the failure to comply with the requirements of audit and payment, or with any substantive condition of the Agreement, shall permit the City to unilaterally terminate the Agreement, and/or to exercise such other remedies as may be provided by statute, this resolution or the agreement.

The agreement shall further provide for the annual adjustments and the amount of the consideration to be paid to the City as has been determined by the Council at the time of the adoption of this resolution and has been reflected in the form of the agreement as filed with the City Clerk at that time.

October 21, 1992

Such bases for annual adjustment may be modified hereafter by adoption of an Resolution for that purpose, at which time the form of those changes will be filed with the City Clerk. Changes made hereafter shall not affect agreements then in existence, but shall only affect agreements approved after the adoption of such change.

The Agreement shall also provide that the developer shall comply with the affirmative action requirement of the City as follows:

i. The developer shall be deemed to impliedly agree that if the latter operates, controls or manages the project that it will in good faith assist the City of Newark in its goal of having 50% of all new job arising out of the businesses conducted on the project site, after the issuance of the Certificate of Occupancy and during the continuation of the tax abatement, dedicated to Newark residents of which 25% of such new employees shall from minority residents.

ii. Each recipient of a tax abatement shall concomitantly with the annual report, required of it, attach an employment report under oath, with particulars, stating the manner and the extent to which, it has complied with sub-section i. above. This employment report shall like the annual report be filed with both the Director of Finance and the City Clerk.

iii. The City Clerk shall forthwith after receiving the employment report send a copy thereof to the Office of Affirmative Action to forthwith investigate the matter contained in said report and to report its finding to the Municipal Council.

b. Annual Adjustment: The annual service charge for projects with an annual service charge based on total project cost and annual gross revenue shall be increased in each year of the period by the amount determined as follows: For each year following the first year of the period, there shall be added the amount calculated as the result of multiplying the annual service charge of the previous year by the percentage that the total tax levy of the municipality for that year has increased over the tax levy of the municipality for the previous year. For purposes of the section "total tax levy" means the total amount of property tax levied for municipal, school and county purposes, as shown in the Table of Aggregates prepared pursuant to R.S. 54:4-52. In any year in which there is no increase in the tax levy, the amount to be added for this purpose shall be zero.

c. Execution of Agreements: Upon authorization by the Municipal Council, it shall be the responsibility of the City Clerk to insure that the agreement is fully executed. No agreement shall be considered to be in force and effect unless and until it has been signed by the developer, the Corporation Counsel and the Mayor, after which it shall be dated certified by the City Clerk by his signature and the affixing of the Municipal Seal.

d. Distribution of Executed Agreements: Once an Agreement has been fully executed, the City Clerk shall be responsible to distribute executed copies thereof to the developer, the Tax Assessor, the Tax Collector, the Manager of

the Division of Tax Abatement and Special Taxes the Construction Code Official and the Corporation Counsel. The City Clerk shall retain one executed copy which shall be placed on permanent file within his office, where it shall be available for examination by the public during regular business hours.

10:11-6 - Period of Construction; Oversight and Charges:

During the period while construction is underway, the Tax Assessor, Division of Tax Abatement and Special Taxes and Construction Code Official shall each be responsible to oversee some aspect of the abatement agreement as outlined below.

a. Permits and Inspections: Upon receipt of an executed agreement, the Construction Code Official shall cause permits to be issued upon application by the developer and shall cause inspections of all work activity to be conducted in the manner provided by the City Ordinances. The Construction Code Official shall notify the Division of Tax Abatement and Special Taxes of any failure by the developer to properly apply for permits, to begin construction or to complete construction within the periods set forth in the Agreement. Where permits are issued, the Construction Code Official shall be responsible to notify the Tax Assessor, Tax Collector and the Division of Tax Abatement and Special Taxes and the Affirmative Action Office of such issuance.

b. Quarterly Report to Assessment: From the date of the execution of an abatement agreement until the issuance of a permanent Certificate of Occupancy for the entirety of the project, the Construction Code Official shall report to the Tax Assessor each quarter as to the status of permit and construction activity on the project. Upon the total or partial completion of construction, the Construction Code Official shall issue a Certificate of Occupancy in the appropriate form, and shall be responsible that a copy of each such certificate is filed with the Tax Assessor, Tax Collector and the Division of Tax Abatement and Special Taxes.

c. Assessments and Taxes:

In the case of an agreement entered into pursuant to N.J.S.A. 40A:20-1, et. seq. upon receipt of a valid certificate of occupancy for the project, the Tax Assessor shall adjust the assessments to exempt as much or all of the improvements as are reflected in the certificate. Upon receipt of a certificate of occupancy for the entirety of the project, the Tax Assessor shall exempt the assessment for all improvements covered by the agreement during such time as the agreement remains in effect. Assessments for land shall remain in taxable status throughout the entire terms of the agreement.

At any time that the Tax Assessor causes the assessment on the project to be moved, in whole or in part, from taxable to exempt status, he shall so notify the Tax Collector and the Division of Tax Abatement and Special Taxes in writing so as to insure the commencement of such payments in lieu of taxes as are thereby made due.

d. Collection and Audit: Upon receipt of an executed agreement, the Division of Tax Abatement and Special Taxes shall note within their books of account a record of the execution of

the agreement and those dates by which construction is to commence and be completed. The Tax Collector and the Division of Tax Abatement and Special Taxes, shall thereafter continue to levy taxes and collect payment therefore on the property until the occurrence of one of the following:

i. In the event that a certificate of occupancy is issued for the property, the Tax Collector shall immediately cease to levy or collect taxes on the portion of the assessed value covered by the certificate and shall instead notify the Division of Tax Abatement and Special Taxes to bill the developer for the estimated amount of payment in lieu of taxes due as indicated in the agreement. Where the agreement is authorized pursuant to N.J.S.A. 40A:20-1, et. seq., taxes on the value of the land shall continue to be levied and collected.

When a certificate of occupancy for the entirety of the project is issued, in addition to the steps outlined above, the developer shall submit to the Division of Tax Abatement and Special Taxes two copies of the certified total project cost audit prepared by a certified public accountant, within ninety (90) days from the date of issuance of the certificate of occupancy.

The Division of Tax Abatement and Special Taxes shall review the certified total project cost audit and make a determination as to the acceptability of the said audit. If the audit is deemed unacceptable it shall be performed by the City's designated auditor and said cost shall be borne by the developer. The Division of Tax Abatement and Special Taxes shall be responsible for billing the developer for the cost of the said audit. Once the audit is accepted, if its findings cause any change in the basis to be used in the determination of the payment in lieu of taxes, the Division of Tax Abatement and Special Taxes shall recommend the Law Department prepare a resolution authorizing the amendment of the agreement to reflect that change and shall submit it for approval by the Municipal Council. The Division of Tax Abatement and Special taxes shall also maintain a copy of the approved certified total project cost audit within their permanent files.

Upon adoption of the resolution authorizing amendment to the agreement, the Division of Tax Abatement and Special Taxes shall bill the developer for the cost of the audit services and for such adjustments to the payments as were made on the estimated billings, and thereafter shall bill the developer on the basis of the agreement as amended. The City Clerk shall be responsible to distribute and file executed copies of the agreement as amended in the same manner as set forth for the original agreement.

ii. In the event that the developer fails to commence construction or to complete construction within the time required by the agreement, or fails to make payments due to the City as required by the agreement, or otherwise fails to meet a material condition of the agreement, the Division of Tax Abatement and Special Taxes shall notify the Corporation Counsel of the defect in the performance of the developer. The Corporation Counsel shall thereupon take those steps necessary to terminate the agreement and shall advise the Tax Assessor and the Tax Collector and the Division of Tax Abatement and Special Taxes of the actions to be taken in regards to the levying and collection of taxes and payments in lieu of taxes. The Corporation Counsel shall also be responsible for the preparation of such resolution as necessary to authorize the termination of the agreement. Upon adoption of such resolution,

October 21, 1992

the City Clerk shall be responsible for the filing and distribution of that resolution in the same manner as set forth for the original agreement.

10:11-7 - Administration of Agreements After Construction:

After the completion of construction and the issuance of a final certificate of occupancy, the project shall continue to operate within the terms of the agreement until its termination. The Division of Tax Abatement and Special Taxes shall be responsible to administer the terms of the agreement throughout this period, following the procedures set forth as follows:

a. Billing and Payment: Throughout the term of the agreement, the Tax Collector shall bill annually and the Division of Tax Abatement and Special Taxes shall bill the developer each quarter. If the agreement is authorized pursuant to N.J.S.A. 40A:20-1, et. seq., such bills shall reflect both the taxes due on the value of all land included within the project and all payments in lieu of taxes due on the improvements respectively required by the agreement. Regardless of the date of issuance, all such bills shall be deemed to have been issued on the first day of each calendar quarter and to be due and payable within thirty calendar days thereafter. Where in lieu payments are to be based on the actual annual financial performance of the project, such quarterly bills shall be payable in an amount estimated to be equal to the actual amounts due in the previous year. In such cases, the developer shall make an additional payment within ninety (90) days after the close of the fiscal year, and such payment shall be the difference between the estimated billing and the adjusted annual service charge which is based upon the actual financial performance of the project including any excess profits due and owing in accordance with N.J.S.A. 40A:20-1, et. seq. The additional payment by developer shall be submitted, along with a statement by a certified public accountant, attesting that the additional payment was the actual amount due based upon the gross revenue as derived in accordance with N.J.S.A. 40A:20-1, et. seq., and the financial agreement.

All payments due to the City arising out of the agreement which are not paid as of the date due shall be subject to the same charges for penalties and interest as arrears then in effect for non-payment of property taxes.

The Division of Tax Abatement and Special taxes shall accept all payments made pursuant to such billings and shall maintain books of account as to each agreement. Except where otherwise required by law, the Tax Collector and the Division of Tax Abatement and Special Taxes shall apply payments received to amounts due in the following order: amounts due for penalties and interest on taxes; amounts due for payments of taxes; amounts due for penalties and interest for in lieu payments; amounts due for in lieu payments. The developer shall be responsible to make timely payments directly to the Tax Collector and payments of annual service charges directly to the Tax Collector and payments of annual service charges directly to the Division of Tax Abatement and Special Taxes.

In addition to the payment of the annual service charge all owners shall be required to pay an annual administrative fee to the City. This condition shall be included in all deeds to such purchases. The annual

administrative fee shall be 2.5% of the annual service charge payable and due on or before December 31st of each year. In the event that the owner fails to pay the annual administrative fee it shall be grounds for the Corporation Counsel to take the necessary steps to terminate owners tax abatement.

b. Annual Audits: Where required by law or where required by the agreement, the developer shall submit an annual certified audit prepared by a certified public accountant of the financial performance of the project. Such audit shall be submitted each year within ninety days after the end of the fiscal year of the project to the Manager of the Division of Tax Abatement and Special Taxes with a simultaneous copy to the City Clerk for archival purposes. In addition to the submission of the annual certified audit, the developer shall submit a statement by a certified public accountant attesting to the percentage of excess profits utilized to eliminate any deficiencies pursuant to the provisions of N.J.S.A. 40A:20-15 and 16. The Division of Tax Abatement and Special Taxes shall review each audit upon submission and make a determination as to any adjustment required in the in lieu payment and excess profit. The attached Exhibit "A" shall be the approved format to be utilized in the calculation of excess profits.

The audit and the determination of the Division of Tax Abatement and Special Taxes shall then be submitted to the City's designated auditors for their review. If the determination of the Division of the Tax Abatement and Special Taxes is acceptable, it shall be used as the basis of the adjustments due and owing outlined in subsection 7a above. If the determination or the audit is not acceptable, the Division of Tax Abatement and Special Taxes shall notify the developer and the developer shall be responsible to remedy the deficiencies noted and to re-submit their corrected determination for review. As part of this annual audit process, the developer shall be responsible for the payment of a fee to offset the City's cost of review of the audit. Such fee will be in the actual amount incurred by the City to conduct such review. This fee shall be billed by the Division of Tax Abatement and Special Taxes as part of the annual service charge and shall be payable under the same terms as that charge.

c. Non-compliance: During the term of the agreement, if the developer fails to comply with the requirements for submission of audits and/or timely payments of amounts due, the Division of Tax Abatement and Special Taxes shall be responsible to enforce the terms of the agreement through the following procedure. Such procedure shall not be the sole remedy permitted to the City, but rather shall be used in addition to such other remedies as may be permitted under law and by the terms of the agreement.

i. In the case where any payment due to the City pursuant to the agreement, whether arising from taxes or payments in lieu of taxes, is in arrears for a period of six months or more, the Division of Tax Abatement and Special Taxes shall notify the developer that unless the total amount due including penalties and interest and subsequent charges, are brought to a current status within a period of thirty (30) days from the date of the notification, the abatement agreement shall be rescinded. If the developer fails to comply with such notice, the Division of Tax Abatement and Special Taxes shall recommend the Law Department prepare a resolution rescinding the agreement, and shall notify the Tax Assessor of the pending actions.

October 21, 1992

Where any agreement is rescinded in this manner, the developer shall have thirty calendar days to seek reinstatement of the agreement, which shall only be permitted where all performances required of the developer have been made current, and all amounts due and owing have been paid in full. In that case, the Division of Tax Abatement and Special Taxes shall recommend the Law Department to prepare a resolution to restore the agreement for the remainder of its original term.

It shall be the responsibility of the City Clerk to file and distribute approved copies of all resolutions to rescind or restore agreements which arise pursuant to this subsection, doing so in the same manner as set forth for the original executed agreements.

ii. In the event of any non-payment as outlined in section 7c(i) above, in addition to the remedies outlined therein, the developer in signing the agreement agrees that the City shall have the same rights of liens and foreclosure against the project as through the non-payment were the property taxes. The City may exercise such rights by following the same steps as set forth in law for the collection of delinquent property taxes.

iii. In the case where any audit required to be submitted pursuant to the agreement is delinquent for a period of three months or more from the date due, the Division of Tax Abatement and Special Taxes shall notify the developer that unless the audit is submitted in proper form within thirty days from the date of notification, the abatement agreement shall be rescinded. If the developer fails to comply with the requirements of the notice, the Division of Tax Abatement and Special Taxes shall recommend the Law Department prepare a resolution rescinding the agreement, and after its adoption shall thereafter treat the property as fully taxable.

Where any agreement is rescinded in this manner, the remaining procedure shall be the same as set forth in subsection 7c(i) above. The City may, however, as its option, choose not to exercise its rights of termination of the agreement for failure to submit a required audit but to cause an equivalent audit to be conducted by qualified personnel under the City's direction. Where this option is chosen, the City shall be empowered to utilize the resulting audit as the basis for billing as if it had been submitted by the developer, and shall further have the right to bill the project, as part of the annual service charge, for the entirety of the cost of conducting such audit, without limit. Use by the City of this option shall not in any way limit the City from exercising its rights of termination of the agreement at any subsequent time.

iv. In the case where the developer fails to comply with any other material provisions of the agreement, the Division of Tax Abatement and Special Taxes shall notify the Council of the defect in the performance of the developer. The Corporation Counsel shall thereupon take those steps necessary to declare the agreement void and such other actions as set forth in subsection (6) (d)(ii).

10:11-8. Tax Abatement Ineligibility

Notwithstanding anything to the contrary, no tax abatement shall be granted for any project seeking the following:

October 21, 1992

(a) construction or development of a residential condominium project consisting of less than five (5) units.

(b) construction or development of an industrial project.

10:11-9 Distribution of Application and Financial Agreement

The City of Newark hereby approves the format of the applications, financial agreements for the Fox-Lance residential and/or commercial tax abatements and the Limited Dividend tax abatements which shall be placed on permanent file in the Office of the City Clerk. They shall be available for examination and distribution to the public during regular business hours.

The Corporation Counsel may from time to time make technical and legal changes not affecting the substance of these documents.

SECTION 2. Severability

If any provision of this Ordinance is legally invalid or is hereafter found to be legally invalid, the remainder of the ordinance shall remain in force and effect.

SECTION 3. Non-Limitation

Nothing contained in this ordinance shall be so construed as to limit or deprive the City of any rights or privileges which are now in the future conferred on the City by State law and federal statute.

SECTION 4. Repeal

All prior ordinance or part of prior ordinances inconsistent herewith are hereby repealed.

SECTION 5. Effective Date

This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Ordinance 6-S & F-I, August 5, 1992, "Ordinance authorizing the conveyance of Block 2845, Lot 21, commonly known as 49-63 Dickerson Street to the County of Essex for \$1.00 pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)," by requiring the County to provide a central processing facility for juveniles arrested by Newark Police.

WHEREAS, pursuant to Ordinance 6S&Fi 080592, the Municipal Council authorize the conveyance of 49-63 Dickerson Street, Block 2845, Lot 21 to the County of Essex for the building of a new County Youth House; and

WHEREAS, Section 3 of said Ordinance provide the County to provide ten (10) beds for exclusive use by the City of Newark to house habitual auto theft offenders; and

WHEREAS, the County has indicated that pursuant to their statutory mandate they can not comply with this provision; and

WHEREAS, the City and County are desirous of amending this section by requiring the County to provide a central processing facility for juvenile arrested by Newark Police.

NOW, THEREFORE, BE ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. Section 3 of Ordinance 6S&Fi 080592 be and is hereby amended to read in its entirety as follows:

The contract for sale and the deed conveying title to the County of Essex shall provide a covenant running with the land imposing an obligation on Essex County to construct and maintain at no cost to the City a central processing facility for the Newark Police to handle juveniles offenders arrested within the City. The specific terms of such commitment to be agreed upon prior to the conveyance of said property.

Section 2. All other terms and conditions of Ordinance 6S&Fi 080592 shall remain in full force and affect.

Section 3. This Ordinance shall take effect upon final passage and publication in accordance with law.

October 21, 1992

President Bradley called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

MR. IRVING SOLONDZ, ATTORNEY, 60 PARK PLACE, NEWARK, NEW JERSEY, addressed the Municipal Council on behalf of the residents in this area who are not opposed to this particular project and urged the Council Members to be cautious about putting too many facilities in one particular area.

A lengthy discussion was held by the Members of the Municipal Council.

Council Member Martinez requested, through the Chair, that a verbatim transcript of Mr. Solondz's remarks be forwarded to the Central Planning Board and Board of Adjustment.

No one else appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeases are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of the premises commonly known as 33-47 Cutler Street, 10-24 Victoria Avenue, 30-40 Stone Street and 71-87 Crane Street (Tax Block 477, all Lots), Newark, New Jersey to St. Lucy's Development Corporation, pursuant to the provisions of N.J.S.A. 40A:12-21(j).

BE IT ORDAINED BY THE MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

WHEREAS, the City of Newark has determined that **33-47 CUTLER STREET, 10-24 VICTORIA AVENUE, 30-40 STONE STREET AND 71-87 CRANE STREET (TAX BLOCK 477, ALL LOTS), NEWARK, NEW JERSEY**, are city owned properties located within the Central Ward that are not needed for municipal purposes; and

WHEREAS, St. Lucy's Development Corporation, a duly incorporated nonprofit organization of the State of New Jersey, having its offices at 118 Seventh Avenue, Newark, New Jersey 07104 has submitted a proposal (attached as Exhibit A) to the Department of Development to undertake the redevelopment of **33-47 CUTLER STREET, 10-24 VICTORIA AVENUE, 30-40 STONE STREET AND 71-87 CRANE STREET (TAX BLOCK 477, ALL LOTS), NEWARK, NEW JERSEY**, hereinafter referred to as the "project area," into 22 units of new housing for resale [consisting of 14 one-family and 4 two-family homes]; and

WHEREAS, the City of Newark, pursuant to the statutory authority provided in N.J.S.A. 40A:12-21(j), may authorize a private sale and conveyance of city owned property not needed for municipal uses for nominal consideration to any duly incorporated nonprofit organization for the purpose of building or rehabilitating residential property for resale; and

WHEREAS, a preliminary investigation indicates that St. Lucy's Development Corporation possesses the proper qualifications, financial resources and other necessary capacity to acquire and develop the project area in accordance with all appropriate state laws, municipal ordinances and regulations promulgated therewith; and

WHEREAS, the Department of Development has concluded that the proposed project is consistent with the city's redevelopment plans and projections for the area.

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The premises commonly known as 33-47 CUTLER STREET, 10-24 VICTORIA AVENUE, 30-40 STONE STREET AND 71-87 CRANE STREET (TAX BLOCK 477, ALL LOTS), on the Official Tax Map and Tax Duplicate (Year 1992) of the City of Newark, New Jersey are not needed for public purposes by the City of Newark.

2. The premises commonly known as 33-47 CUTLER STREET, 10-24 VICTORIA AVENUE, 30-40 STONE STREET AND 71-87 CRANE STREET (TAX BLOCK 477, ALL LOTS), NEWARK, NEW JERSEY shall be sold to St. Lucy's Development Corporation, a nonprofit corporation of the State of New Jersey, by private sale for the total amount of Two Thousand Two Hundred Dollars (\$2200.00) pursuant to the provisions of N.J.S.A. 40A:12-21(j).

3. The Director of the Department of Development shall be authorized to execute a Contract and Bargain and Sale Deed for the above described premises, same to be approved by the Corporation Counsel and acknowledged by the City Clerk with limitations as provided by statute.

4. The Deed and Contract of Sale shall contain a provision to require the grantee to apply any profits from the resale of the subject property in accordance with the statute.

5. A copy of the executed deed and contract shall be placed on file in the Office of the City Clerk and in the Law Department.

6. This ordinance shall take effect upon publication and passage according to law.

STATEMENT

Passage of this ordinance will permit the City of Newark to sell property located in the Central Ward to a nonprofit developer to build for resale 22 units of housing.

October 21, 1992

President Bradley called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, by adding thereto Dickerson Street as a Through Street.

BE IT ORDAINED BY THE MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

DICKERSON STREET

Between Roseville Avenue and Norfolk Street
Between 1st Street and Norfolk Street

Section 2. Any ordinances inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be sent to the Commissioner of Transportation for approval.

STATEMENT: This ordinance provides for stop signs to be installed at each street intersecting Dickerson Street.

October 21, 1992

President Bradley called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the Vacation of Academy Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the easterly line of Norfolk Street to the westerly line of Wickliffe Street.

BE IT ORDAINED BY THE MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Academy Street, as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Norfolk Street to the westerly line of Wickliffe Street shall be vacated as a public street or right-of-way, reserving, however, to Public Service Electric and Gas Company, New Jersey Bell Telephone Company and the City of Newark, the right of entry and easement for the entire length and total width of said portion of Academy Street for the purpose of relaying, rebuilding, reconstructing or maintaining their respective electric, telephone, water and sewer utilities and appurtenances thereto, now laid or to be laid, within the above described easement reservation area of said street to be vacated. The erection, construction, or placing of any building, vault, or structure upon or within the above described reservation area which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric, telephone, water or sewer utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. C-822 dated August 7, 1992 is on file in the office of the Director, Department of Engineering.

October 21, 1992

Section 2. That this street vacation is being made pursuant to a contract between the City of Newark and K. Hovnanian at Newark II, Inc. for the purpose of Hovnanian undertaking a redevelopment project within the area known as "University Heights Redevelopment Area". Hovnanian shall be required to acquire title to the vacated portion of Academy Street in accordance with the contract approved by Resolution 7RB (S-2), dated October 21, 1986 and amended by Resolution 7RA (S-2), dated July 21, 1992.

Section 3. That the Director of the Department of Development be and is hereby authorized to execute on behalf of the City of Newark a deed conveying the herein mentioned street to K. Hovnanian at Newark II, Inc. and same to be approved as to form and legality by the Corporation Counsel and attested to by the City Clerk.

Section 4. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 5. That this Ordinance shall take effect upon the recording of the Deed for the vacated street bed from the City of Newark to K. Hovnanian at Newark II, Inc. and adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates a portion of Academy Street as a public right-of-way and provides for the sale of said portion of the street to K. Hovnanian at Newark II, Inc. for the purpose of incorporating the property into their proposed housing development project.

President Bradley called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 21, 1992

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the Vacation of Newark Street, as laid out 60 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the northerly of West Market Street to the southerly line of Warren Street.

BE IT ORDAINED BY THE MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Newark Street, as laid out 60 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of West Market Street to the southerly line of Warren Street shall be vacated as a public street or right-of-way, reserving, however, to Public Service Electric and Gas Company, and the City of Newark, the right of entry and easement for the entire length and total width of said portion of Newark Street for the purpose of relaying, rebuilding, reconstructing or maintaining their respective electric, water and sewer utilities and appurtenances thereto, now laid or to be laid, within the above described easement reservation area of said street to be vacated. The erection, construction, or placing of any building, vault, or structure upon or within the above described reservation area which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric, water or sewer utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. C-822 dated August 7, 1992 is on file in the office of the Director, Department of Engineering.

Section 2. That this street vacation is being made pursuant to a contract between the City of Newark and K. Hovnanian at Newark II, Inc. for the purpose of Hovnanian undertaking a redevelopment project. Hovnanian shall be required to acquire title to the vacated portion of Newark Street in accordance with the contract approved by Resolution 7RB (S-2) dated October 21, 1986 and amended by Resolution 7RA (S-2) dated July 21, 1992.

Section 3. That the Director of the Department of Development be and is hereby authorized to execute on behalf of the City of Newark a deed conveying the herein mentioned street to K. Hovnanian at Newark II, Inc. and same to be approved as to form and legality by the Corporation Counsel and attested to by the City Clerk.

October 21, 1992

Section 4. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 5. That this Ordinance shall take effect upon the recording of the Deed for the vacated street bed from the City of Newark to K. Hovnanian at Newark II, Inc. and adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates a portion of Newark Street as a public right-of-way and provides for the sale of said portion of the street to K. Hovnanian at Newark II, Inc. for the purpose of incorporating the property into their proposed housing development project.

President Bradley called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-J.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the Vacation of School Street, as laid out 50 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the easterly line of Wilsey Street to the westerly line of Wickliffe Street.

BE IT ORDAINED BY THE MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

October 21, 1992

Section 1. That all that portion, part and parcel of School Street, as laid out 50 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the easterly line of Wilsey Street to the westerly line of Wickliffe Street shall be vacated as a public street or right-of-way, reserving, however, to Public Service Electric and Gas Company the right of entry and easement for the entire length and total width of said portion of Wilsey Street for the purpose of relaying, rebuilding, reconstructing or maintaining their respective electric, water and sewer utilities and appurtenances thereto, now laid or to be laid, within the above described easement reservation area of said street to be vacated. The erection, construction, or placing of any building, vault, or structure upon or within the above described reservation area which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. C-822 dated August 7, 1992 is on file in the office of the Director, Department of Engineering.

Section 2. That this street vacation is being made pursuant to a contract between the City of Newark and K. Hovnanian at Newark II, Inc. for the purpose of Hovnanian undertaking a redevelopment project. Hovnanian shall be required to acquire title to the vacated School Street in accordance with the contract approved by Resolution 7RB (S-2) dated October 21, 1986 and amended by Resolution 7RA (S-2) dated July 21, 1992.

Section 3. That the Director of the Department of Development be and is hereby authorized to execute on behalf of the City of Newark a deed conveying the herein mentioned street to K. Hovnanian at Newark II, Inc. and same to be approved as to form and legality by the Corporation Counsel and attested to by the City Clerk.

Section 4. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 5. That this Ordinance shall take effect upon the recording of the Deed for the vacated street bed from the City of Newark to K. Hovnanian at Newark II, Inc. and adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates School Street as a public right-of-way and provides for the sale of said portion of the street to K. Hovnanian at Newark II, Inc. for the purpose of incorporating the property into their proposed housing development project.

October 21, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the Vacation of Wilsey Street, as laid out 50 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the northerly line of West Market Street to the southerly line of Warren Street.

BE IT ORDAINED BY THE MEMBERS OF THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That all that portion, part and parcel of Wilsey Street, as laid out 50 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of West Market Street to the southerly line of Warren Street shall be vacated as a public street or right-of-way, reserving, however, to Public Service Electric and Gas Company, and the City of Newark, the right of entry and easement for the entire length and total width of said portion of Wilsey Street for the purpose of relaying, rebuilding, reconstructing or maintaining their respective electric, gas, water and sewer utilities and appurtenances thereto, now laid or to be laid, within the above described easement reservation area of said street to be vacated. The erection, construction, or placing of any building, vault, or structure upon or within the above described reservation area which will interfere with the laying, relaying, rebuilding, reconstructing or maintenance of existing or additional electric, gas, water or sewer utilities and their appurtenances are prohibited and contrary to this Ordinance.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. C-822 dated August 7, 1992 is on file in the office of the Director, Department of Engineering.

Section 2. That this street vacation is being made pursuant to a contract between the City of Newark and K. Hovnanian at Newark II, Inc. for the purpose of Hovnanian undertaking a redevelopment project. Hovnanian shall be required to acquire title to the vacated portion of Wilsey Street in accordance with the contract approved by Resolution 7RB (S-2) dated October 21, 1986 and amended by Resolution 7RA (S-2) dated July 21, 1992.

Section 3. That the Director of the Department of Development be and is hereby authorized to execute on behalf of the City of Newark a deed conveying the herein mentioned street to K. Hovnanian at Newark II, Inc. and same to be approved as to form and legality by the Corporation Counsel and attested to by the City Clerk.

Section 4. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 5. That this Ordinance shall take effect upon the recording of the Deed for the vacated street bed from the City of Newark to K. Hovnanian at Newark II, Inc. and adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates a portion of Wilsey Street as a public right-of-way and provides for the sale of said portion of the street to K. Hovnanian at Newark II, Inc. for the purpose of incorporating the property into their proposed housing development project.

President Bradley called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Villani, President Bradley.

Absent During Roll Call: Council Member Grant.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are six, the noes are none, one absent during roll call and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

October 21, 1992

1. Sportsworld Redevelopment Plan Ordinance;
2. ECIA Determination Ordinances; and
3. ECIA Lease Ordinance

SECTION 2. The City Clerk shall and is hereby authorized and directed to amend the record to reflect the proper order of the adoption of the Ordinances and to publish the redevelopment ordinance and republish the ECIA Ordinances 6S&FR 080592 and 6S&FW 090292, respectively in accordance with Law. Such vote on each of the ECIA Determination ordinance and the ECIA Lease Ordinance shall be in that order and shall be recorded with the results of each such vote in the record of proceedings of the Municipal Council and be published as the Redevelopment Ordinances in accordance with law.

SECTION 3. This Ordinance shall take effect immediately.

STATEMENT

The purpose of this legislation is to amend the record to reflect the proper order of the adoption of Ordinances 6S&FR 080592 and 6S&FW 090292 and the Sportsworld Redevelopment Plan Ordinance.

President Bradley called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage and directing the City Clerk to invite Business Administrator Grant, Development Director Dasher and a representative of the Essex County Improvement Authority to meet with the Municipal Council at its November 10, 1992 special conference was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Villani, President Bradley.

Not Voting: Council Member Martinez.

Absent: Council Members Flice, Tucker.

President Bradley: The yeses are six, the noes are none, one not voting and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-m.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing a supplemental appropriation for the construction, reconstruction, and renovations to the City Archives, 295 Halsey Street, Newark, New Jersey, and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey.

October 21, 1992

WHEREAS, the governing body of the City of Newark (the "City") has determined it is in the best interest of the City to undertake the improvements set forth in Section 3 of the Ordinance (the "Project"); and

WHEREAS, the City may be required to make certain disbursements for the Project prior to the City's issuance of the bonds and/or notes authorized herein, or the receipt of grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City herein finds that it is in the best interest of the public to undertake the Project as soon as is practical, and therefore the City will be required to expend funds on the Project, so that the project may be undertaken in a timely fashion; and

WHEREAS, prior to the City's issuance of bonds or notes, the City reasonably expects to incur the expenses authorized herein; and

WHEREAS, the City has determined to pay said amounts authorized herein, prior to said amount being funded by the sale of Bonds or Notes, from the Capital Improvement Fund, from the Capital Fund and/or other funds of the City; and

WHEREAS, the Project has a useful life of at least five (5) years; and

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein, and/or the grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City of Newark hereby declares that it is the intention of the Governing Body, in accordance with Treasury Regulation 1.103-18 promulgated pursuant to the Internal Revenue Code of 1986 as amended, that the Capital Fund and/or other funds of the City be reimbursed for any funds expended on the Project, as herein authorized, prior to the issuance of bonds or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bonds and/or notes.

October 21, 1992

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$3,470,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$174,000 which is appropriated as the down-payment from the Capital Improvement Fund, said \$174,000 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,470,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$3,296,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$3,296,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$3,296,000, the moneys raised by the issuance of said

October 21, 1992

bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

October 21, 1992

<u>Improvement /Acquisition</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
Project No. 90B-3: The construction, reconstruction, renovations of, and improvements to the City Archives, located at 295 Halsey Street, Newark, New Jersey, including architectural design, planning and furniture and fixtures, and on the third and fourth floors of City Hall, including site improvements, de- molition and renewal, carpentry and woodwork, partitions, bathroom, plumbing, painting, ceiling, kitchen & cabinets, remodeling vaults, H.V.A.C. systems, electrical wiring, fixtures and lights, carpet, tile, furniture and equipment, including computers and typewriters; all said improvements to include all costs improvements, equipment and appurtenance related thereto which improvements shall remain dedicated to use as City Archives by the City Clerk and/or the City Council or for use as the City Clerk and/or City Council may determine.	\$3,470,000	\$174,000	\$3,296,000	20

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose is within the limitations of the Local Bond Law taking into consideration

October 21, 1992

the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purpose, as set forth in Section 3 hereof, the period of usefulness is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$3,296,000 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$700,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City,

October 21, 1992

and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. The provisions of this Bond Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 10. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

President Bradley called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

Absent: Council Members Rice, Tucker.

6-Ph, S & F-n.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a lease agreement between the Salvation Army, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 138 Clifford Street, Block 972, Lot 25, for the sum of \$17,130. per year for a period of twelve (12) months.

WHEREAS, the premises commonly known as 138 Clifford Street, Block 972, Lot 25, on the Official Tax Maps and Tax Duplicate (year 1991) of the City of Newark, New Jersey, is needed for public purposes; and,

WHEREAS, the City of Newark, Tenant, and the Salvation Army, Landlord, desire to enter into a lease agreement for the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, for a period beginning January 1, 1992 and ending December 31, 1992 for the sum of \$17,130.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Business Administrator of the City of Newark is hereby authorized to enter into the lease agreement, on behalf of the City of Newark, Tenant, with the Salvation Army, Landlord, for the leasing of the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, pursuant to N.J.S.A. 40A:12-15, for the period of January 1, 1992 through December 31, 1992.

Section 2. The Municipal Council of the City of Newark hereby ratifies the lease agreement between the City of Newark, Tenant, and the Salvation Army, Landlord, for the leasing of the premises, commonly known as 138 Clifford Street, Block 972, Lot 25, for the period beginning January 1, 1992 to the adoption of this Ordinance.

Section 3. The City of Newark shall, as a consideration for said lease agreement, pay the owner the total sum of \$17,130.00 in equal monthly installments of \$1,427.50, for the term of the lease, beginning January 1, 1992 and ending December 31, 1992.

Section 4. A copy of the lease agreement is attached hereto and made part hereof.

Section 5. A copy of this lease agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by the Business Administrator.

Section 6. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 7. Attached hereto are Certifications from the Municipal comptroller amounting to \$17,130.00 which represents the amount encumbered from the 1992 Temporary Budget.

Statement:

Passage of this Ordinance will ratify and authorize a lease agreement between the City of Newark, Tenant, and the Salvation Army, Landlord, for utilization of 138 Clifford Street as the Ironbound Senior Citizen Center. The period of the lease agreement will be from January 1, 1992 through December 31, 1992 and the total consideration for said period shall be \$17,130.00.

President Bradley called those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Ordinances on Second Reading and Final Passage.

President Bradley called for ordinances on second reading and final passage.

6-S & F-o.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey. (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Division of Local Government Services)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

October 21, 1992

HEARINGS OF CITIZENS.

- 6-HC-a. **MR. DONWYN NEWSOME, 160 VERMONT AVENUE, NEWARK, NEW JERSEY** addressed the Municipal Council with respect to problems existing in Newark such as homelessness, crime, children not being properly educated and police matters. He offered suggestion such as first preference for Newark residents for housing, loans, insurance, mandatory resident requirements for teachers, firemen and policemen and also suggested a Civilian Complaint Review Board be established and also after school programs. Mr. Newsome distributed information to the Council entitled "The Industrial Protocols of Newark".

A lengthy discussion was held by the Municipal Council.

- 6-HC-b. **MS. MARY B. COLLINS, 12 MULFORD PLACE, NEWARK, NEW JERSEY** addressed the Municipal Council with respect to bulk garbage not being picked up, trees not being trimmed, problems with her tax bills and the cost of her water bill tripling, lack of care on islands that go from Maple Avenue down to Bergen Street.

A lengthy discussion was held by the Municipal Council.

President Bradley directed the City Clerk to forward a verbatim transcript of remarks made by Mrs. Collins to Mayor James, Business Administrator Grant and Engineering Director Zach for their attention and necessary action; further directing the City Clerk to invite Business Administrator Grant and Engineering Director Zach to meet with the Municipal Council at a future special conference to discuss this matter.

- 6-HC-c. **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY** addressed the Municipal Council with respect to concerns he has and expressed hope that the Council Members would respond. He noted that on January 1, 1993 more than 5,000 young men and women will be taken off the general assistance rolls. He expressed concerns with crime getting worse, high water/sewerage bills and high consultant bills.

Council Member Villani requested President Bradley to form a Council Committee on human services benefits.

President Bradley appointed a Council Committee on Human Services Benefits with Council Member Villani as Chairperson and Council Members Harris and Branch to serve on this Committee and requested that this committee convene as soon as possible to review this matter.

(Council Member Rice arrived 8:03 P.M.)

(Council Member Tucker arrived 8:16 P.M.)

A motion to permit Mr. William Perry, to be heard under Hearings of Citizens was made by Council Member Rice, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 6-HC-d. **MR. WILLIAM PERRY, PRESIDENT, DISTRICT 6,** addressed the Municipal Council with respect to allegations made against Administration. He wanted to clear the record on behalf of the union he represents that the union has no evidence whatsoever of criminal activities of anyone. He noted city employees represented by this union are underpaid and should have better working conditions, but this is a matter that must be taken up with Administration.

October 21, 1992

6-HC-e. **MR. ARMANDO AVILES, JR., 116 4TH AVENUE, NEWARK, NEW JERSEY** addressed the Municipal Council with respect to problems with variances, zoning, illegal conversions and city inspection.

A lengthy discussion was held by the Municipal Council.

A motion to permit Mr. Clifton Turner, Jr., to be heard under "Hearings of Citizens" was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

6-HC-f. **MR. CLIFTON TURNER, JR., 168 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY**, black business owner in the City of Newark addressed the Municipal Council expressing concern about the lack of work given to black construction businesses and why they are not able to participate in the activities, especially the theatre being erected in Newark. He also addressed his concerns relative to acquiring land in the City.

A lengthy discussion was held by the Municipal Council.

Council Member Harris, through the Chair, requested the City Clerk to obtain a copy of the affirmative action report as it relates to this theater, for distribution to the Members of the Municipal Council.

6-HC-g. **MR. JAMES GAINES, 25 CLIFTON AVENUE, NEWARK, NEW JERSEY** addressed the Municipal Council with respect to the fact that City employees from Local 6 were not here to make a public forum or allegations against any particular person. They were here because they had some deep disturbing issues and wanted to express them in the hopes that the Members of the Council could give them some direction in how to meet and resolve these matters with Administration.

President Bradley directed the City Clerk to communicate with Mayor James requesting that he have his Administration meet with Union Representatives of Local 6 in order to hear employee concerns and to address this issue in a forthright manner.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution reinstituting Tax Abatement and Financial Agreement for High City Housing Company, for property located at 730-736 and 738-744 Dr. Martin Luther King, Jr. Boulevard, Block 123, Lot 12 and approving payment plan for outstanding arrears; entity as of August 19, 1992 has an outstanding balance of \$587,859.48 due; entity shall submit a reinstatement fee of \$2,500. and a down payment of \$80,000., remaining balance of \$507,859.48 shall be paid over a thirty-six (36) month period at 9% annum, commencing 1st day of month following adoption of resolution approving this payment plan.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-b. Resolution amending Resolution 7-R-b, December 4, 1991, "contract with Newark Economic Development Corporation, Inc., a New Jersey non-profit corporation, for performing certain administrative services in conjunction with various commercial and economic development programs, more specifically identified in contract, for period July 1, 1991 to June 30, 1992, NEDC shall receive funds totalling \$500,000. from Miscellaneous Revenues Receipts," by increasing amount by \$240,000., totalling \$740,000.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Newark Economic Development Corporation Executive Director Faiella met with Council October 20, 1992)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Carrino, Martinez.

- 7-R-c. Resolution rescinding Resolution 7-R-y, September 2, 1992, due to errors; further ratifying and authorizing Director of Engineering to extend Contract 86-19R, with James Petrozello Company, Inc., for collection of solid waste for approximately one-third of the City of Newark, excluding the West Ward, for period July 6, 1992 to October 5, 1992, in amount of \$202,500. per month less recycling and disposal credits; further ratifying and authorizing Director of Engineering to execute Contract 92-03 with James Petrozello Company, Inc., 1222 Harrison Avenue, Kearny, New Jersey, lowest responsible total bid submitted, for total amount of \$6,464,000., (1st year-\$1,988,000.; 2nd year-\$2,166,000.; 3rd year-\$2,310,000.) with City paying cost for disposal, for period October 6, 1992 to October 5, 1995; continuation of contract beyond first year is subject to annual cancellation clause, in that it is subject to Council approval provided both City and James Petrozello Company, Inc., agree to additional period and appropriation annually of sufficient funds.
(Copy of resolution and correspondence submitted to each Member of the Council)
(Engineering Director Zach met with Council October 20, 1992)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant, Engineering Director Zach and the principals of the James Petrozello Company to meet with the Municipal Council at its pre-meeting conference November 4, 1992 was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Carrino, Martinez.

7-R-d.

Resolution authorizing Director of Finance of City of Newark to apply to the Local Finance Board for approval of a Bond Ordinance entitled, "Bond Ordinance providing a supplemental appropriation for Construction, Reconstruction, and Renovations to the City Archives, 295 Halsey Street, Newark, an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq., and prior Resolutions of the Local Finance Board of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-e.

Resolution amending the 1992 Capital Budget of the City of Newark by providing for the appropriation for a certain Capital Project in the total amount of \$3,470,000 for said project, as set forth herein.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-f.

Resolution authorizing Director of Finance to issue check in amount of \$20,000., payable to La Strada, Inc., c/o Angela Amiano, 152 Adams Street, Newark, New Jersey 07102, for retirement of Plenary Retail Consumption License No. 0714-33-424-001 for premises located at 78 Bank Street, Newark, New Jersey, said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

No: Council Member Harris.

Not Voting: Council Member Carrino.

At a later time in the meeting, after Resolution 7-R-g, Council Member Harris requested his vote be changed from the negative to the affirmative.

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

7-R-g.

Resolution authorizing Director of Finance to issue check in amount of \$20,000., payable to Dorothy Young, c/o Abraham I. Mayer, Counsellor At Law, 46 Branford Place, Newark, New Jersey 07102 for retirement of Plenary Retail Consumption License No. 0714-33-823-002 for premises located at 126 Avon Avenue, Newark, New Jersey; said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40.

(Copy of resolution and correspondence submitted to each Member of the Council)

October 21, 1992

A motion to defer action on the resolution awaiting a report from the Police Department on how a determination is made on the amount to be paid for a license to be retired was made by Council Member Carrino, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Council Member Harris opined this particular resolution should not be held up. He asked the Council Members to consider adopting it and then having further discussion on the way these matters are determined.

A motion to reconsider Resolution 7-R-g was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

A motion to adopt the resolution and directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory, Police Director Celester and Alcoholic Beverage Control Board Acting Executive Secretary Upshaw to meet with the Municipal Council at its October 27, 1992 Special Conference was made by Council Member Harris, seconded by President Bradley.

Council Member Rice requested, through the Chair, that a report be submitted listing locations of previous retired licenses and also the names and addresses of all potential licenses to be retired.

Council Member Tucker requested, through the Chair, that a letter be forwarded to the Corporation Counsel requesting a legal opinion on pocket licenses.

The motion was declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

7-R-h.

Resolution ratifying action taken by Director of Health and Human Services to secure services of M & F Foods Incorporated., pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Health & Human Services to execute contract with M & F Food Incorporated, 65 Main Street, Newark, New Jersey 07105, second lowest bidder, to furnish and deliver food for the SuNup Program, for period April 20, 1992 to September 30, 1992, for sum not to exceed \$174,000. (Contract with lowest bidder was cancelled due to complaint concerning poor quality of food provided to children)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-i.

Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with North Ward Center, Inc., lowest responsible quote received, for Medical Office Skills Training Program, Number PY 2-021-08, for period September 14, 1992 through June 30, 1993; contract shall not exceed \$180,000. for 60 participants (30 adults, 30 youths, 2 cycles of seventeen weeks, 17 weeks each, 425 hours each), source of funds-New Jersey Department of Labor, Employment and Training, Title 11A Adults and 11A Youth.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Carrino, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-j.

Resolution ratifying and authorizing Business Administrator to enter into contract with Dente Brothers Towing Inc., 527 Raymond Boulevard, Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the Central Ward, for period May 21, 1992 to May 20, 1994. (\$16.05 reimbursement for private passenger vehicles and \$36. reimbursement for all other vehicles to be received from Dente Brothers Towing Inc., on a monthly basis)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Resolution tabled June 3, 1992)
(Resolution removed from the table October 7, 1992)
(Failed of adoption October 7, 1992)
(Business Administrator Grant and Corporation Counsel Hollar-Gregory met with the Council October 20, 1992)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Carrino and failed of adoption by the following votes:
Yes: Council Members Carrino, Martinez, Villani.
No: Council Members Branch, Harris, President Bradley.
Not Voting: Council Members Grant, Rice, Tucker.

A motion to reject the resolution was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Tucker, President Bradley.
No: Council Members Carrino, Martinez, Villani.
Not Voting: Council Member Rice.

7-R-k.

Resolution ratifying and authorizing Business Administrator to enter into contract with B & C Towing Inc., 527 Avenue "P", Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage - Police Department for the East Ward, for period May 21, 1992 to May 20, 1994. (\$16. reimbursement for private passenger vehicles and \$15 reimbursement for all other vehicles to be received from B & C Towing Service, on a monthly basis).
(Copy of resolution and correspondence submitted to each Member of the Council)
(Resolution tabled June 3, 1992)
(Resolution removed from the table October 7, 1992)
(Business Administrator Grant and Corporation Counsel Hollar-Gregory met with the Council October 20, 1992)

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Carrino and failed of adoption by the following votes:
Yes: Council Members Carrino, Martinez, Villani.
No: Council Members Branch, Harris, President Bradley.
Not Voting: Council Members Grant, Rice, Tucker.

A motion to reject the resolution was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Tucker, President Bradley.
No: Council Members Carrino, Martinez, Villani.
Not Voting: Council Member Rice.

7-R-l.

Resolution ratifying and authorizing Business Administrator to enter into contract with C & J Towing Inc., 409-411 Wilson Avenue, Newark, New Jersey, 07105, highest responsible bidder, to provide Towing and Storage Police Department for the South Ward, for period May 21, 1992 to May 20, 1994. (\$6. reimbursement for private passenger vehicles and \$25. reimbursement for all other vehicles to be received from C & J Towing Service, on a monthly basis)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Ordinance tabled June 3, 1992)
(Ordinance removed from the table October 7, 1992))

A motion to adopt the resolution was made by Council Member Martinez, seconded by Council Member Carrino and failed of adoption by the following votes:
Yes: Council Members Carrino, Martinez, Villani.
No: Council Members Branch, Harris, President Bradley.
Not Voting: Council Members Grant, Rice, Tucker.

A motion to reject the resolution was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Tucker, President Bradley.
No: Council Members Carrino, Martinez, Villani.
Not Voting: Council Member Rice.

- 7-R-m. **Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and Newark Private Industry Council to enter into and execute contract with American Institute of Banking, lowest responsible quote received, for Banking Office Skills Training Program, Number PY 2-021-01, for period September 28, 1992 through December 31, 1992; contract shall not exceed \$48,380., for 20 participants (10 adults and 10 youth) during one cycle of 12 weeks (360 hours); source of funds-New Jersey Department of Labor, Employment and Training Administration, Title 11A Adults and 11A Youth.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-n. **Resolution authorizing Director of Development to execute and enter into Memorandum of Understanding with G. Heller Enterprises, Inc., 270 Sylvan Avenue, Englewood Cliffs, New Jersey 07632, to undertake proposed project to construct and develop office building of at least 650,000 square feet and no more than 1,200,000 square feet including parking facility for at least 700 cars on Block 150, Lot 14.**
(1100 Raymond Boulevard)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Grant, Development Director Dasher and Mr. Gene Heller, G. Heller Enterprises, Inc. met with Council October 20, 1992)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

A motion to consider Resolution 7-R-bf at this time was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bf. **Resolution by the Newark Municipal Council supporting development of the "Performing Arts Center"; further committing to financially support the Performing Arts Center for sum totalling \$10 million (1991-\$1 million, 1993-\$3 million, 1994-\$6 million) subject to appropriation of sum identified in said budget year); does not require expenditure of municipal funds at this time.**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Grant and Mr. Lawrence P. Goldman, President, New Jersey Performing Arts Center met with Council October 20, 1992)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.

Not Voting: Council Members Carrino, Rice, Tucker.

7-R-o.

Resolution ratifying and authorizing Mayor to execute contract with George Grusler, 2 Cherokee Drive, Browns Mills, New Jersey 08015, to Provide Advance Computer Programming Services to complete and correct remaining component programs in the On Line Water/Sewer Project, in amount not to exceed \$50,000., for period October 15, 1992 to September 14, 1993. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole.

Council Member Grant requested, through the Chair, that the City Clerk be directed to communicate with Mayor James requesting a report on when this project will be completed.

The motion was declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-p.

Resolution ratifying and authorizing Mayor to execute contract with Robert W. Hendricks & Company, Inc., qualified professional real estate appraiser and expert witness for real property tax appeal, in amount of \$48,000., for period June 30, 1992 to July 1, 1993. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-q.

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A upon receipt of all documents deemed appropriate. (In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-r.

Resolution authorizing Director of Development to enter into Installment Agreements with "Occupants of Record," indicated on annexed list for amounts shown thereon; total arrearage sum due City of Newark shall be made in substantially equal monthly installments over period not to exceed three years; current monthly charges shall be paid concurrently with monthly installments.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-s.

Resolution amending Resolution 7-R-cv (A.S.), December 18, 1991, "authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at public auction on December 5, 1991, listed on Exhibits A and B, for sum of \$652,424., to highest bidders" by amending Contract of Sale for property known as 405-411 Irvine Turner Boulevard, aka 74-76 W. Alpine Street, Block 2694, Lot 56, by deleting Miatta S. Herring.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-t. Resolution authorizing Mayor and Director of Engineering to accept proposal and enter into agreement with Civil Dynamics, Inc., P.O. Box 730, Highland Lakes, New Jersey 07422, for professional services for Dam Inspections at Pequannock Watershed and Cedar Grove Reservoir, for sum of \$149,850., funds provided in 1992 Budget of Division of Water/Sewer Utility; inspection will be completed within 270 days after execution of contract. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Engineering Director Zach and Division of Water/Sewer Utility Manager Berardinelli to meet with the Municipal Council at its November 4, 1992 pre-meeting conference was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-u. Resolution ratifying action taken by Director of Engineering to secure services of Detail Associates, Inc., based upon lowest responsible proposal, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Detail Associates, Inc., 300 Grand Avenue, Englewood, New Jersey 07631, Asbestos Safety Monitoring in Pre-Treatment Plant Aerator Building and Watershed Office Building, in amount of \$15,500., funds provided in 1992 Budget of Division of Water/Sewer Utility; project will be completed within 45 days. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-v. Resolution ratifying and authorizing Director of Finance to enter into contract with Ardis Company, 300 Knightsbridge Parkway, Lincolnshire, Illinois 60069, to lease radio data network service to enable use of hand held computers for detection of vehicles which are stolen or wanted for unpaid parking tickets, in amount of \$125,000. per year, for period August 1, 1991 to July 31, 1994. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i) or N.J.S.A. 40A:11-5(f) or both.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-w. Resolution ratifying and authorizing Director of Finance to execute contract with TSI International, 45 Danbury Road, Wilton CT 06897, to maintain mainframe based data entry software package that have reduced costs, improved productivity and enhanced service levels to City User Departments, for period September 1, 1991 to August 31, 1993, in amount of \$13,380. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-x. Resolution authorizing Director of Finance to issue check in amount of \$1,289.23, to David Ramezanzadeh, 8 Essex Street, Nutley, New Jersey 07110, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 186 First Street, Block 1912, Lot 48; further authorizing Director of Finance to issue check in amount of \$990.52 to Division of Property Management, for repair and maintenance costs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-y. Resolution authorizing Director of Finance to issue check in amount of \$3,496., to 976 Bergen Associates, refund of ¼ year taxes paid at time of closing for purchase of City-owned property known as 976-990 Bergen Street, Block 3656, Lots 8, 9, 10, 11, 12, 13. (Purchaser has complied with Conditions of Sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-z. Resolution authorizing Director of Finance to issue check in amount of \$1,478., to Tabernacle Outreach Ministries, refund of ¼ year taxes paid at time of closing for purchase of City-owned property known as 409 Springfield Avenue, Block 2603, Lots 22, 16. (Purchaser has complied with Conditions of Sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-ba. Resolution authorizing Director of Finance to issue check in amount of \$284., to Bennie and Sherri Williams,, refund of ¼ year taxes paid at time of closing for purchase of City-owned property known as 50-52 Schley Street, Block 3073, Lot 43. (Purchaser has complied with Conditions of Sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bb. Resolution authorizing Director of Finance to issue check in amount of \$349., to Gloria Mitnaul, refund of ¼ year taxes paid at time of closing for purchase of City-owned property known as 102 Treacy Avenue, Block 3002, Lot 36. (Purchaser has complied with Conditions of Sale)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bc. Resolution authorizing Director of Finance to issue check in amount of \$5,000., to Miquel A. Tirado, deposit paid at time of auction for purchase of City-owned property known as 454-456 Mulberry Street, Block 1185, Lot 9. (Property redeemed by former owner pursuant to Court Order)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bd.** Resolution authorizing City Treasurer to issue check in amount of \$1,817.59, to Gladys Dodson, 131 Elizabeth Avenue, for overpayment made due to high estimated bills in 1991 on water/sewer Account No. 07-327-1100-00 (New Account #21806), 146 Peshine Avenue, Block 2683, Lot 27.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-be.** Resolution authorizing Police Director to execute a hold harmless and indemnification agreement providing for indemnification of City of New York for any liability which may be incurred by Newark police officers who participate in program offered by John Jay College, to combat drug trafficking in Newark, at no cost to the City.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bf.** Resolution by the Newark Municipal Council supporting development of the "Performing Arts Center"; further committing to financially support the Performing Arts Center for sum totalling \$10 million (1991-\$1 million, 1993-\$3 million, 1994-\$6 million) subject to appropriation of sum identified in said budget year); does not require expenditure of municipal funds at this time.
(Copy of resolution and correspondence submitted to each Member of the Council)

(For action on this resolution, see page 54 in the minutes of this meeting)

- 7-R-bg.** Resolution supporting the passage of New Jersey State Senate Bill S-896 which would require child-protective window guards on certain multi-family dwellings.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bh-1.** Resolution recognizing and commending the Modern Beauticians' Association of New Jersey, Inc., on its 57th Annual State Convention and Trade Exhibit.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bh-2.** Resolution recognizing and commending Ms. Sandra Luna on the distinguished occasion of being selected as "Miss Commerce 1992" by the Hispanic Chamber of Commerce of Essex County.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bh-3. Resolution recognizing and commending the Hispanic-American Chamber of Commerce of Essex County on the esteemed occasion of its fourth (4) Anniversary celebration.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bh-4. Resolution recognizing and commending the Hispanic Law Enforcement Society on the grand occasion of its 19th Anniversary Celebration Dinner-Dance held Friday, October 30, 1992 at Campino's Restaurant in Newark, New Jersey.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bh-5. Resolution recognizing and commending Mr. Gary L. Penrith.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bh-6. Resolution recognizing and commending Mr. Jessie Garland Davis on his testimonial dinner of October 16, 1992.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bi. Resolution expressing profound sorrow and regret at the passing of Mr. Charles L. Watkins.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bj. Resolution appointing Carlos Lopez for a term commencing October 7, 1992 and ending October 7, 1993, as a Constable of Newark.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk-1. Resolution recognizing and commending the Newark Pre-School Council, Inc.,
(A.S.) on the dedication of its Alberta Bay Head Start Center.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk-2. Resolution recognizing and commending Reverend Grady James, Jr., of First
(A.S.) Bethel Baptist Church in Newark.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk-3. Resolution recognizing and commending Ms. Raven-Symone of NBC-TV's "Cosby
(A.S.) Show".**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk-4. Resolution recognizing and commending the L.A.W. Band of the Newark Police
(A.S.) Department.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk-5. Resolution recognizing and commending Members of the L.A.W. Band (Beverly
(A.S.) Slade Perry, Robert Wise, James Hill, Carlton Perry and Ulysses Whetstone).**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk-6. Resolution recognizing and commending Ronald Kornegay, former All-State
(A.S.) athlete at South Side High School, on the distinguished occasion of being selected to the position of Athletic Director at Franklin High School in Somerset, New Jersey.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk-7. Resolution recognizing and commending the winners of the Third Annual Weequahic
(A.S.) Park Novice Youth Tennis Tournament held on Saturday, October 3, 1992.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk-8. Resolution recognizing and commending Hon. Jackie Mattison, Hon. Johnny Jones, Larry McGill, Harold Edwards and Floyd Melvin for their role in organizing the Third Annual Weequahic Park Novice Youth Tennis Tournament held on Saturday, October 3, 1992.
(A.S.)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk-9. Resolution recognizing and commending Mrs. Odilia Rumm.
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk-10. Resolution recognizing and commending Ms. Karen Shaw and Homeless Records, Inc., for exemplary community service.
(A.S.)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bk-11. Resolution recognizing and commending TY & Company Basketball Team for winning the 1992 Summer Championship.
(A.S.)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-b1. Resolution ratifying and authorizing Business Administrator to enter into contract with S. Cooper Bros. Trucking, Inc., 594 Orange Street, Newark, New Jersey 07107, Tobia Bros. Trucking Co., Inc., 46 Paris Street, Newark, New Jersey 07105 and A & A Enterprises, Inc., 76-78 Riverside Avenue, Newark, New Jersey 07104, lowest responsible bidders, to Provide Track Type Tractors with Operators, for period August 1, 1992 to July 31, 1993 inclusive; amount not to exceed \$300,000. (\$100,000. for each vendor)
(A.S.)
(Lot Clean-up Program)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-R-bm. Resolution ratifying and authorizing Business Administrator to enter into contract with Newark Disposal service, Inc., Foot of Pacific Street, Newark, New Jersey 07114 and T. Farese & Sons, Inc., 222 Brighton Avenue, Belleville, New Jersey 07109, lowest responsible bidders, to Provide Roll-Off Type Container Services, for period September 1, 1992 to August 31, 1993 inclusive; at cost not to exceed \$500,000.
(A.S.)
(Lot Clean-up Program)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole.

Council Member Tucker requested, through the Chair, that the City Clerk be directed to communicate with Engineering Director Zach requesting the roll off containers be removed from Hansbury Avenue and Bergen Street; further requesting that Engineering Director Zach be invited to meet with the Municipal Council at a future special conference to discuss roll off containers in residential areas.

October 21, 1992

The motion was declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-bn.
(A.S.)** Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Clean Communities Program, \$225,581.; item available from New Jersey State Department of Environmental Protection and Energy.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-bo.
(A.S.)** Resolution amending Resolution 7-R-f, September 17, 1991, "authorizing Director of Engineering to apply to New Jersey Department of Environmental Protection and execute all documentation necessary for grant of no less than \$213,870., Clean Communities Program Grant" by further authorizing Mayor and Director of Engineering to apply and accept addition grant in amount of \$11,711., totalling \$225,581.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-bp.
(A.S.)** Resolution authorizing Director of Finance to issue checks to persons and in amounts shown therein, totalling \$34,340.08, for overpayments carried on books and records of Tax Collector by reason of Cash Overpayments for years 1986, 1987, 1988, 1990, 1991 and 1992.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-bq.
(A.S.)** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter and execute contract with Newark Day Care Council, for provision of day care services, for period June 1, 1992 to May 31, 1993, in amount of \$117,827. funds provided in H.C.D.A. Year XVIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

**7-R-br.
(A.S.)** Resolution ratifying and authorizing Mayor to execute contract with John C. Raney, 1901 Boulevard, Seaside Park, New Jersey 08752, Expert Tax Consultant, for period October 7, 1992 to October 6, 1993, for amount not to exceed \$20,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bs.
(A.S.)

Resolution authorizing the Director of Finance of the City of Newark to apply to the Local Finance Board for approval of a Bond Ordinance entitled, "Bond Ordinance providing for various general improvements and appropriating \$3,389,000. therefor and authorizing the issuance of \$3,694,550. of bonds and notes of the City of Newark for financing said purposes set forth herein and authorized to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey" in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq., and prior resolutions of the Local Finance Board of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bt.
(A.S.)

Resolution authorizing the Director of Finance of the City of Newark to apply to the Local Finance Board for approval of a Bond Ordinance entitled, "Bond Ordinance amending Bond Ordinance Nos. 6-S & F-a adopted January 17, 1990, 6-S & F-d adopted June 6, 1990 and 6-S & F-b adopted October 17, 1990 by cancelling the appropriations set forth therein, transferring monies appropriated from the Capital Improvement Fund for down payment purposes to the Capital Improvement Fund, appropriating the sum of \$294,765. from the Capital Improvement Fund for the improvements set forth herein and amending said ordinances to reflect said amended appropriations for said improvements to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey" in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq., and prior resolutions of the Local Finance Board of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bu.
(A.S.)

Resolution amending the 1992 Capital Budget of the City of Newark by providing for the appropriation for a certain capital project in the total amount of \$294,765. from the Capital Improvement Fund to said project, as set forth herein.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bv.
(A.S.)

Resolution amending the 1992 Capital Budget of the City of Newark by providing for the appropriation for a certain capital project in the total amount of \$3,889,000. as set forth herein.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bw.
(A.S.)

Resolution authorizing Director of Development to execute a Subordinate Mortgage and Mortgage Note with Terrace Heights Urban Renewal Company, L.P., for award of a \$700,000. low income interest loan from R.C.A. funds, subject to cancellation after 30 years. (Newark Black Churchmen 70 units of low income rental housing)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bx.
(A.S.)

Resolution authorizing Director of Development to enter into Settlement Agreement with NOBE-SANDERS Joint Venture, in full and final settlement of Builder's claims; further authorizing Director of Finance to issue check in amount of \$324,975.90 payable to NOBE-SANDERS JOINT VENTURE, 40 Clinton Street, Newark, New Jersey, upon receipt of all documents deemed necessary by Corporation Counsel in accordance with Settlement Agreement. (Victory Gardens Affordable Housing Project-Bergen Street, 18th and Muhammad Ali Avenues))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-by.
(A.S.)

Resolution authorizing Director of Development to execute a Subordinate Mortgage and Mortgage Note with Shanley Clinton Urban Renewal Housing Company, L.P., for award of a minimum \$289,000. low income interest loan from R.C.A. funds, for 17 units of low income housing (Jackson Commons) at 609-613 Clinton Avenue, subject to cancellation after 30 years. (Formerly known as Donald Jackson Neighborhood)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-bz.
(A.S.)

Resolution declaring an emergency exists as to an "Ordinance amending and supplementing Title 10, Finance and Taxation, Chapter 11, Procedures of Tax Abatement Agreements, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By re-codifying the ordinance to reflect changes in procedures and administration)," Ordinance 6-Ph, S & F-d, being finally adopted on October 21, 1992, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

7-R-ca.
(A.S.)

Resolution authorizing Director of Finance to refund \$2,151.51, including interest and cost due to Charles H. Rawitz, outside buyer, the purchase price of Tax Lien from Municipal Tax Sale, of December 3, 1987; pursuant to N.J.S.A. 54:4-60 & 61.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

October 21, 1992

- 7-R-cb.
(A.S.)** **Resolution authorizing Director of Finance to refund \$3,548.44, including interest and cost due to Tax Certificate Fund/Midlantic Bank, outside buyer; pursuant to N.J.R.S. 54:5-60 & 61.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-cc.
(A.S.)** **Resolution establishing zero rate of interest for 1992 third and fourth quarter taxes from the date of mailing until December 1, 1992.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-cd.
(A.S.)** **Resolution establishing the salary range for the title of Building Maintenance Worker in the Office of the City Clerk.**
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-ce.
(A.S.)** **Resolution ratifying and authorizing the City of Newark to execute contract with Vincent P. Toma, Clerk of the Works, for rehabilitation plans of Archives and related areas, in sum not to exceed \$45,000., for period September 12, 1992 to September 11, 1993. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)).**
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-cf.
(A.S.)** **Resolution declaring an emergency exists as to an "Ordinance approving the sale of the premises commonly known as 33-47 Cutler Street, 10-24 Victoria Avenue, 30-40 Stone Street and 71-87 Crane Street (Tax Block 477, all Lots, Newark, New Jersey to St. Lucy's Development Corporation, pursuant to the provisions of N.J.S.A. 40A:12-21(j)," Ordinance 6-Ph, S & F-f, being finally adopted on October 21, 1992, and the ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.**
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

MOTIONS.

- 7-M-a.** A MOTION CRITICIZING THE PORT AUTHORITY OF NEW YORK AND NEW JERSEY FOR ITS FAILURE TO COMPLY WITH THE AFFIRMATIVE ACTION PROGRAM OF THE CITY OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-b.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MANNIE L. LEWIS OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-c.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. DOROTHY WOODS OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-d.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. CARMELA SACCO VOLPE OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-e.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES H. JACKSON OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LOUIS F. CAPONE OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-g.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH W. MULLINS OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-h.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RUSSELL S. LOUDERMILK OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-i.** A MOTION RECOGNIZING AND COMMENDING ST. MICHAEL'S MEDICAL CENTER ON CELEBRATING ITS 125TH ANNIVERSARY AND FOR ITS MANY MEDICAL ACHIEVEMENTS AND COMMITMENT TO THE HEALTH CARE NEEDS OF NEWARK CITIZENS AND THE IMPOVERISHED was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-M-j. A MOTION ENDORSING A BIPARTISAN STATE SENATE MEASURE, S-1090, SPONSORED BY SENATORS RONALD L. RICE AND JOSEPH L. BUBBA, REQUIRING JUDGES TO IMPOSE MANDATORY PRISON TERMS ON INDIVIDUALS COMMITTING OTHER OFFENSES WITH A STOLEN VEHICLE was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-k. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. GERALDINE M. EMING OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-l. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DAVID C. BROWN, JR. OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-R-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GEORGE EDMOND, SR. OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH PIZUTELLI OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-o. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. RAYMOND GIBSON OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ANGELO ROBERTIELLO OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-q. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JUDITH C. WATTS OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-r. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY L. SINGLETON OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-s. A MOTION COMMENDING THE CHAIRMAN AND CO-CHAIRMAN OF THE CENTRAL WARD DEMOCRATIC PARTY ALONG WITH THE CENTRAL WARD DISTRICT LEADERS FOR THEIR ROLE IN HELPING TO REGISTER THE LARGEST NUMBER OF VOTERS WITHIN THE CITY was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-M-s-1. A MOTION URGING THE BUSH ADMINISTRATION AND THE UNITED NATIONS TO TAKE A MORE COLLABORATIVE DIPLOMATIC ROLE TO END THE BALKAN WAR BETWEEN CROATIA, SERBIA AND BOSNIA AND HERZEGOVINA** was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-t. A MOTION URGING THE BUSH ADMINISTRATION AND THE UNITED NATIONS TO TAKE A MORE AGGRESSIVE ROLE IN BRINGING ABOUT A PEACEFUL MILITARY SETTLEMENT IN THE SOMALI DEMOCRATIC REPUBLIC, ALTHOUGH THE WAR CONTINUES TO CIRCUMVENT MUCH NEEDED HUMANITARIAN RELIEF AID TO STARVING SOMALIAN REFUGEES** was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-u. A MOTION STRONGLY URGING THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE STATE DEPARTMENT OF HEALTH TO INCREASE FUNDING TO BROADEN THE SCOPE OF AIDS AND TUBERCULOSIS PREVENTION, EDUCATION AND TREATMENT PROGRAMS WITHIN THE CITY OF NEWARK** was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-v. A MOTION RESPECTFULLY REQUESTING THAT THE ADMINISTRATION PROVIDE THE CITY CLERK'S OFFICE WITH A SUMMARY REPORT OF ALL SUMMONSES WHICH HAVE BEEN ISSUED TO VIOLATORS OF THE CITY'S LOUD NOISE/LOUD RADIO ORDINANCE** was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-w. A MOTION REQUESTING THE BUSINESS ADMINISTRATOR TO FORWARD TO THE MUNICIPAL COUNCIL, PRIOR TO THE SPECIAL MEETING TO BE CALLED FOR TUESDAY, OCTOBER 27, 1992, INFORMATION RELATIVE TO THE STATUS OF THE TITLE CHIEF OF POLICE IN THE NEWARK POLICE DEPARTMENT AND WHY A SALARY ADJUSTMENT IS BEING REQUESTED WHEN THERE IS NO ONE SERVING IN THIS TITLE AT THE PRESENT TIME** was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-x. A MOTION REQUESTING THAT THE DEPARTMENT OF LAND USE CONTROL SUPPLY A STATUS REPORT TO THIS OFFICE REGARDING THE DISPOSITION OF THE JUNKYARD LOCATED ON BLOOMFIELD AVENUE AND LAKE STREET IN NEWARK** was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-y. A MOTION REQUESTING THE DIRECTOR OF ENGINEERING AND DIRECTOR OF HEALTH AND HUMAN SERVICES TO MAIL TO ALL NEWARK PROPERTY OWNERS ADVISING THEM OF THE POSSIBLE DANGER OF LEAD CONTENT IN DRINKING WATER** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-z. A MOTION ENCOURAGING THE STAR-LEDGER TO SHOW PRUDENCE IN ITS COVERAGE OF NEWS ARTICLES CONCERNING AUTOMOBILE THEFTS WITHIN THE GREATER NEWARK AREA IN ORDER TO AVOID SITUATIONS WHERE THE CITY OF NEWARK IS GIVEN UNFAVORABLE PUBLICITY** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-M-ba. **A MOTION COMMENDING STAR-LEDGER REPORTER STEVEN WALKER FOR HIS OUTSTANDING COVERAGE OF MUNICIPAL AFFAIRS** was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bb. **A MOTION BY THE NEWARK MUNICIPAL COUNCIL SUPPORTING RON HOWARD, AS BASEBALL COACH AT WEST SIDE HIGH SCHOOL** was made by Council Member Harris, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bc. **A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO TAKE THE NECESSARY STEPS TO HAVE APPROPRIATE STREET LIGHTING INSTALLED AT THE CORNER OF FLEMING AVENUE AND BRILL STREET** was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bd. **A MOTION DIRECTING THE CITY CLERK TO REQUEST THAT THE CITY ADMINISTRATION REPAIR THE WALL ON THE CITY-OWNED PROPERTY WHICH HOUSES THE FLEA MARKET LOCATED AT THE CORNER OF SOUTH ORANGE AVENUE AND SOUTH 16TH STREET; FURTHER REQUESTING THAT THE ADMINISTRATION CLEAN AND FENCE IN THE PARKING LOT AREA** was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-be. **A MOTION REQUESTING THAT THE DIRECTOR OF ENGINEERING, THROUGH THE CLEAN AND LIEN PROGRAM, SECURE OR DEMOLISH THE FIRE-DAMAGED STRUCTURE LOCATED AT THE CORNER OF SPEEDWAY AVENUE AND SOUTH ORANGE AVENUE NEAR THE IRVINGTON TOWNSHIP AND NEWARK CITY BORDER** was made by Council Member Rice, seconded by President Bradley and declared adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-be-1. **A MOTION REQUESTING THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING TO HAVE THE HUGE MOUND OF DEBRIS CLEARED AT THE CORNER OF SOUTH ORANGE AVENUE AND GRAND AVENUE** was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-be-2. **A MOTION REQUESTING THE ADMINISTRATION TO CONTINUE TO ENFORCE THE CITY'S ORDINANCE WHICH REQUIRES ALL CITY AGENICES (i.e. City of Newark, Newark Housing Authority, Newark Board of Education) TO POST SIGNS ON VACANT PROPERTY OWNED BY SAME** was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-be-3. **A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MS. JOAN FLOOD OF SOUTH ORANGE, NEW JERSEY** was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

October 21, 1993

- 7-M-bf.** A MOTION THAT THE DIRECTOR OF LAND USE CONTROL HAVE THE ANTIQUE STORE LOCATED AT 696 SANDFORD AVENUE INSPECTED FOR THE SALE OF GOODS ON THE SIDEWALK was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley..
- 7-M-bg.** A MOTION DIRECTING THE CITY CLERK TO INVITE COUNTY EXECUTIVE D'ALESSIO AND ENGINEERING DIRECTOR ZACH TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE INSTALLATION OF NEW CURBING IN THE AREA OF ELIZABETH AVENUE, FROM MEEKER AVENUE TO GRUMMAN AVENUE was made by Council Member Tucker, seconded by Council Member Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bh.** A MOTION DIRECTING THE CITY CLERK TO INVITE THE APPROPRIATE HEALTH REPRESENTATIVE TO A FUTURE SPECIAL CONFERENCE TO DISCUSS THE TURBERCULOSIS HEALTH CRISIS was made by Council Member Villani, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bi.** A MOTION REQUESTING THE PRESIDENT TO ESTABLISH A COUNCIL COMMITTEE ON DAY
and CARE was made by Council Member Villani, seconded by Council Member Harris and
7-M-bj. declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bk.** A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO HAVE THE DEBRIS PICKED UP ON BERGEN STREET WHERE IT INTERSECTS LEHIGH AVENUE AND MAPLE AVENUE was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bl.** A MOTION REQUESTING THE POLICE DEPARTMENT TO INVESTIGATE THE BLATANT SALE OF DRUGS IN THE VICINITY OF CHANCELLOR AVENUE BETWEEN LESLIE STREET AND SCHLEY STREET was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bm.** A MOTION DIRECTING THE CITY CLERK TO INVITE MR. SAUL FENSTER, PRESIDENT OF NEW JERSEY INSTITUTE OF TECHNOLOGY TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO GIVE AN UPDATE ON THE NEW MULTIPLEX THEATRE PROJECT was made by Council Member branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bn.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANNIE ARBUCKLE, MOTHER OF MR. RONALD ARBUCKLE OF NEWARK was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 7-M-bo. **A MOTION DIRECTING THE CITY CLERK TO PREPARE THE NECESSARY LEGISLATION FOR THE ESTABLISHMENT OF A MUNICIPAL COUNCIL INVESTIGATIVE COMMITTEE WITH SUBPOENA POWER ON THE REGIONAL CONTRIBUTION AGREEMENTS (RCA)** was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 7-M-bp. **A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR GRANT, CORPORATION COUNSEL HOLLAR-GREGORY, ENGINEERING DIRECTOR ZACH, POLICE DIRECTOR CELESTER, LAND USE CONTROL DIRECTOR McLUCAS, HEALTH AND HUMAN SERVICES DIRECTOR RUFFIN AND BUSINESS OWNERS TO MEET WITH THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS VIOLATIONS OF SIDEWALK ORDINANCE** was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

COMMUNICATIONS AND PETITIONS.

Communications.

- 8-a. The City Clerk presented Proposed, "Ordinance to amend Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional Usages, Section 2, Additional Area Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to add Subsection K (Protective Barriers, to regulate fences and other protective barriers in residential areas and business districts)." (Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 4, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
- 8-b. The City Clerk presented Communciation from Business Adminlstrator Grant, received October 7, 1992, enclosing proposed, "Ordinance providing for the Vacation of Wood Street, as laid out 40 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the northerly line of Seventh Avenue east to the southerly line of Crane Street." (Central Ward)
(Proposed housing development)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approved by Central Planning Board)

A motion directing the City Clerk to place this ordinance on the November 4, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

October 21, 1992

- 8-c. The City Clerk presented Communication from Business Administrator Grant, received October 7, 1992, enclosing proposed "Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for Years 1988 and 1989 on property owned by Newark Day Care Council, Inc. and located at 443-455 - 18th Avenue, Block 2614, Lot 10, Newark, New Jersey."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 4, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 8-d. The City Clerk presented Proposed, "Ordinances to amend (A.S.) and supplement Title 8, Business and Operations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities, Section 1, License Required, and Section 5, License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by requiring operators of junk shops, junkyards and metal processing facilities who purchase used motor vehicles for the purpose of wrecking, storing or selling parts thereof to obtain a limited used motor vehicle sales lot license for purchasing used motor vehicles; and further, increasing the license fee from \$350.00 to \$500.00)."

A motion directing the City Clerk to place this ordinance on the November 4, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 8-e. The City Clerk presented Proposed, "Ordinance to amend (A.S.) and supplement Title 8, Businesses and Occupations, Chapter 17, Used Motor Vehicle Sales Lot, Section 6, Term of License; Licensee Fee and Section 8, Use and Maintenance of Premises, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (to add a fee for a limited license and to permit such limited licenses at junk shops, junk yards and metal processing facilities)."

A motion directing the City Clerk to place this ordinance on the November 4, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 8-f. Proposed, "Ordinance establishing within the Office of (A.S.) the Mayor, Title 2, of the Revised Ordinances of the City of Newark, a Civil Rights Office."

(For action on this item, see Ordinance 6-F-k (A.S.) on page 6 in the minutes of this meeting)

- 8-g. Communication from Business Administrator Grant, (A.S.) received October 21, 1992, enclosing proposed, "Bond Ordinance providing for Various General Improvements and appropriating \$3,889,000. therefor and authorizing the issuance of \$3,694,550. of Bonds and Notes of the City of Newark for financing said purposes set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Government Services)

(For action on this item, see Ordinance 6-F-l (A.S.) on pages 6 and 7 in the minutes of this meeting)

- 8-h. Communication from Business Administrator Grant, (A.S.) received October 21, 1992, enclosing proposed, "Ordinance amending Bond Ordinances 6-S & F-a, adopted January 17, 1990; 6-S & F-d, adopted January 6, 1990 and 6-S & F-d, adopted June 17, 1990, by cancelling the appropriations set forth therein, transferring monies appropriated from the Capital Improvement Fund for downpayment purposes to the Capital Improvement Fund, appropriating the sum of \$294,765. from the Capital Improvement Fund for the improvements set forth herein and amending said ordinances to reflect said amended appropriations for said improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Government Services)

(For action on this item, see Ordinance 6-F-m (A.S.) on page 7 in the minutes of this meeting)

- 8-i. The City Clerk presented Communication from Business (A.S.) Administrator Grant, received October 21, 1992, enclosing proposed, "Ordinance ratifying and authorizing the execution of a lease extension agreement between Wilson Property Associates, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 156-166 Wilson Avenue, Newark, New Jersey, for the sum of \$69,120.00 for a period of twelve (12) months."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 4, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To institute the title of Affirmative Action Officer and to abolish the title Manager, Office of Affirmative Action in the Office of the Mayor)."

(Affirmative Action 1 1/1/90 \$38,756.00 - \$47,108.00 Officer)

(Instituting position title and abolishing old in the Office of the Mayor which replaces a non-standard title with a New Jersey State Department of Personnel approved title. No salary change. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The following applications for Bingo and Raffle Licenses were approved by President Bradley in accordance with Resolution 7-R-b, July 1, 1990.

BINGO LICENSES

None.

RAFFLE LICENSES

LICENSEE

LICENSE NUMBER

Newark Holiday Fund, Inc.

10759

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

October 21, 1992

11-b. Applications for Street Dedications.

None.

ADJOURNMENT.

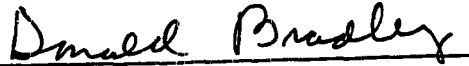
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

This meeting adjourned at 10:30 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, October 27, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

President Bradley called the meeting to order at 12:05 P. M. and asked for roll call.

Present: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Member Harris.

City Clerk Marasco read letter dated October 22, 1992, from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Tuesday, October 27, 1992, at 10:00 A. M., or as soon thereafter as practical in the Council Conference Room, Room 304/Council Chamber, City Hall, Newark, New Jersey, to consider the following legislation:

Ordinance adjusting the salary for the title of Police Chief in the Department of Police.

City Clerk Marasco further read letter dated October 23, 1992, from His Honor, Mayor Sharpe James, requesting the following item be added to the roll call for the special meeting of the Municipal Council for Tuesday, October 27, 1992, at 10:00 A.M., or as soon thereafter as practical in the Council Conference Room, Room 304/Council Chamber, City Hall, Newark, New Jersey:

Resolution authorizing the Mayor and Director, Department of Development to enter into and execute a contract on behalf of the City of Newark with the "Shanley Clinton Urban Renewal Housing Company L.P." for the substantial rehabilitation of 70 affordable low income housing units, the total amount of said contract is \$499,700. for the period September 1, 1992 through August 31, 1994, funds will be provided through the Department of Community Affairs, Neighborhood Preservation Balanced Housing Program.

City Clerk Marasco stated, "In accordance with New Jersey P. L. 1975, Chapter 231, Section 5, adequate notices of this meeting have been provided by notifying by mail the Newark Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on October 22, 1992 and October 23, 1992, at the time of their receipt. All persons who prepaid for advance notice of meetings also received copies of the notices as required by law."

ORDINANCES ON FIRST READING.

President Bradley called for ordinances on first reading.

At a later time in the meeting, after the Executive Session, a motion to consider Item 8-a (S) on ordinances on first reading was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Member Branch, Carrino, Grant, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Martinez.

Absent: Council Member Harris.

6-F-a. (S)

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto (To adjust the salary for Police Chief)

(Police Chief 11/1/92 \$75,317.25 - \$75,317.25)
(Creating new salary for Police Chief which is now greater than salary for title of Deputy Chief to which it was comparable under old scale. Fiscal Impact-\$5,000.)

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Member Martinez.

Absent: Council Member Harris.

President Bradley: The yeses are seven, the noes are none, one not voting and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1992.

RESOLUTIONS.

7-R-a. (S)

Resolution supporting New Community Corporation grant application to the United States Department of Housing and Urban Development for funding under the HOPE Program to rehabilitate building #9 and #10 at the Hayes Homes Public Housing Complex; further requiring New Community Corporation to file a formal Tax abatement application for this project to the Administration for the review and consideration by the Municipal Council.

A lengthy discussion was held by the Members of the Municipal Council.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Martinez, Rice, Villani, President Bradley.

Not Voting: Council Members Grant, Tucker.

Absent: Council Member Harris.

Pursuant to R.O. 2:15-1, Rule 4, the above-mentioned resolution was acted upon by the Municipal Council on an emergency basis.

A motion excluding the public from this special meeting, with reference to litigation pertaining to the title of Police Chief was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Rice, Tucker, Villani, President Bradley.

No: Council Member Grant.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Harris.

(This Executive Session commenced at 12:10 P. M. and ended at 12:25 P. M.)

7-R-b. (S)

Resolution ratifying and authorizing Mayor and Director of Development to enter into and execute contract with Shanley Clinton Urban Renewal Housing Company L.P., for Jackson Commons Affordable Housing Project (607-613 Clinton Avenue), for rehabilitation of 17 affordable low income units, for period September 1, 1992 to August 31, 1994, in amount of \$499,700.; funds from Department of Community Affairs, Neighborhood Preservation Program/Balanced Housing.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Rice, Tucker, Villani, President Bradley
Absent During Roll Call: Council Members Grant, Martinez.
Absent: Council Member Harris.

COMMUNICATIONS.

8-a. (S)

Communication from Business Administrator Grant, received, October 21, 1992, enclosing proposed "Ordinance to amend an ordinance entitled, 'An ordinance creating positions in the Department of Police and establishing salaries therefor,' (6-S & F-k) adopted May 4, 1977, and amendments thereto. (To adjust the salary for Police Chief)."

(Police Chief 11/1/92 \$75,317.25 - \$75,317.25)

(Creating new salary for Police Chief which is now greater than salary for title of Deputy Chief to which it was comparable under old scale. Fiscal Impact-\$5,000.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-a(S), on page 2 in the minutes of this meeting)

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Grant, Martinez.

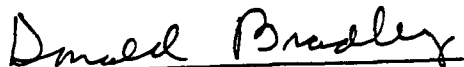
Absent: Council Member Harris.

This meeting adjourned at 12:31 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, November 5 , 1992

Prior to the adjourned meeting of the regular meeting scheduled for November 4, 1992, various presentations were made by Members of the Municipal Council.

An adjourned meeting of a regular meeting of the Municipal Council of the City of Newark, New Jersey, scheduled for November 4, 1992, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:10 P.M.

The audience rose for the National Anthem.

The Invocation was offered by Reverend E.L. Chamblee, Promised Land Baptist Church

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Legislative Research Officer Elmer Herrmann, Assistant Corporation Counsel Marilyn Williams, Public Relations Consultant Lois Redisch, Lieutenant Gerard Inneo and Lieutenant Richard Paraboschi, Sergeants-at-Arms.

Absent: Council Member Carrino.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Star Ledger and the Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on October 29, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

4-a.

The City Clerk presented **Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held August 25, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

4-b.

The City Clerk presented **Copy of Minutes of Meeting of Housing Authority Redevelopment Agency for Slum Clearance and Urban Renewal in City of Newark, held September 17, 1992.**

November 5, 1992

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

4-c. The City Clerk presented Copy of Minutes of Meeting of Joint Meeting Maintenance, held September 17, 1992.

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

4-d. The City Clerk presented Report of Examination of Accounts of the City of Newark Employees' Retirement System, for Year 1991, submitted by Samuel Klein and Company, Certified Public Accountants.

(Copy submitted to each Member the Council)

A motion that the Report of Examination of Accounts of the City of Newark Employees' Retirement System be received and Staff study be made thereon by the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

4-e. The City Clerk presented Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Business Administrator, for month of September, 1992.

A motion to approve the Report of Contracts Awarded, recommended by Acting Purchasing Agent and approved by Business Administrator for month of September, 1992, subject to receipt of resolutions required for contracts which must be awarded by the Municipal Council for Leasing of Tandem Trucks, \$1,000,000., Various; Pumping Station Maintenance & Repair, \$290,000., Abcon Contracting Company and Janitorial Service - Fire Headquarters, \$21,000., Work Oriented Rehab Institute was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

A motion to consider Resolution 7-R-bk at this time was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

November 5, 1992

7-R-bk.
(A.S.)

Resolution authorizing Central Planning Board to make investigation and hold public hearing to determine whether 39-49 Summer Avenue; 211-219 Fifth Street; 188-198 Fifth Street (a/k/a 351-357 Seventh Avenue-West); 318-320 Sixth Avenue-West (a/k/a 62-64 North 9th Street); 1-15 North 12th Street (a/k/a 461-467 Seventh Avenue-West); 53-63 North 12th Street (a/k/a 348-350 Sixth Avenue-West); 51-53 North 13th Street; 59-65 North 13th Street; 38-44 North 12th Street; 352-354 Sixth Avenue-West (a/k/a 58-64 North 12th Street); 30-42 North 13th Street and 485-495 Seventh Avenue-West, are in need of redevelopment, pursuant to Sections 5 and 6 of Chapter 79 of the Laws of New Jersey, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

BOARD OF ADJUSTMENT APPEAL.

A-1.

The City Clerk read in the matter of application of Phillip Hellriegel, Applicant and Owner, to permit in a 2nd Industrial Zone, the sale of cars, Trucks and Trailers which is permitted by conditional use only, and Steel Tubing Storage which is not a permitted use on property located at 2-34 Brill Street, Newark, New Jersey.

(East Ward)

(Copy of transcript submitted to each Member of the Council)

(Board of Adjustment hearing held June 24, 1992 and July 15, 1992)

(Transcript filed August 18, 1992)

(The Fleming Avenue/Brill Street/Christie Street/Richard Street Neighborhood Committee, Appellants)

City Clerk Marasco read letter dated October 27, 1992, from Corporation Counsel Hollar-Gregory:

"Attached hereto is a memorandum from Hugh B. Gallagher, Assistant Corporation Counsel in regards to the above-referenced Board of Adjustment appeal scheduled for November 4, 1992. In summary, it appears that the Municipal Council does not have the authority to hear the appeal inasmuch as it involves at best a "C" Variance. The objector should be advised to direct the appeal to the Superior Court of New Jersey."

A motion directing the City Clerk to return the application to the Board of Adjustment was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Carrino.

November 5, 1992

A-2.

The City Clerk read **In the matter of application of Irongates Associates, Inc., Applicant, (Ironbound Educational & Cultural Center) Owner, to permit in a 2nd Industrial District, a Public Pay Parking Lot which is not a permitted use; subject to site plan approval, on property located at 15-21 Mc Whorter Street, A/K/A 14-18 Bruen Street.**

(East Ward)

(Copy of transcript submitted to each Member of the Council)

(Board of Adjustment hearing held August 12, 1992)

(Transcript filed September 23, 1992)

(Ironbound Educational and Cultural Center, Appellants)

City Clerk Marasco read letter dated October 28, 1992, from Appellants' Attorney Michael Patrick Carroll:

"This letter will serve to acknowledge receipt of your previous letter to me respecting the above-captioned matter. My understanding is that the hearing on this appeal is scheduled for Wednesday, November 4, 1992.

As a result of a scheduling conflict, I will not be available on that date. I respectfully request that this matter be adjourned until the next scheduled meeting of the Council some two weeks hence.

Thank you very much for your consideration."

A motion to defer action on the application was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Carrino.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bradley called for ordinances on first reading.

6-F-a.

The City Clerk read **An ordinance to create a "Water/Sewerage Utility" in the City of Newark, in the County of Essex, State of New Jersey, and to authorize rules and regulations to carry out the objective and purposes thereof.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Carrino.

Council Member Tucker, through the Chair, directed the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory and Finance Director Jean to meet with the Council at its November 16, 1992 pre-meeting conference to discuss this ordinance.

November 5, 1992

6-F-b.

The City Clerk read **An ordinance establishing with the Office of the Mayor and in Chapter 2 of the Revised Ordinance of the City of Newark a Water and Sewer Commission.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Carrino.

Council Member Tucker, through the Chair, directed the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory and Finance Director Jean to meet with the Council at its November 16, 1992 pre-meeting conference to discuss this ordinance.

6-F-c.

The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Dickerson Street as a through street. (Central Ward)**

(Dickerson Street, between Roseville Avenue and First Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Carrino.

6-F-d.

The City Clerk read **An ordinance to amend Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional Usages, Section 2, Additional Area Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to add Subsection K (Protective Barriers, to regulate fences and other protective barriers in residential areas and business districts).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1992.

6-F-e.

The City Clerk read **An ordinance providing for the Vacation of Wood Street, as laid out 40 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the northerly line of Seventh Avenue east to the southerly line of Crane Street. (Central Ward)**

(Proposed housing development)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approved by Central Planning Board)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1992.

6-F-f.

The City Clerk read **An ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for Years 1988 and 1989 on property owned by Newark Day Care Council, Inc. and located at 443-455 - 18th Avenue, Block 2614, Lot 10, Newark, New Jersey. (South Ward)**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1992.

6-F-g.

The City Clerk read **An ordinances to amend and supplement Title 8, Business and Operations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities, Section 1, License Required, and Section 5, License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by requiring operators of junk shops, junkyards and metal processing facilities who purchase used motor vehicles for the purpose of wrecking, storing or selling parts thereof to obtain a limited used motor vehicle sales lot license for purchasing used motor vehicles; and further, increasing the license fee from \$350.00 to \$500.00).**

November 5, 1992

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1992.

6-F-h.

The City Clerk read **An ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 17, Used Motor Vehicle Sales Lot, Section 6, Term of License; Licensee Fee and Section 8, Use and Maintenance of Premises, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (to add a fee for a limited license and to permit such limited licenses at junk shops, junk yards and metal processing facilities).**

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1992.

6-F-i.

The City Clerk read **An ordinance ratifying and authorizing the execution of a lease extension agreement between Wilson Property Associates, Landlord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 156-166 Wilson Avenue, Newark, New Jersey, for the sum of \$69,120.00 for a period of twelve (12) months. (East Ward)**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1992.

November 5, 1992

A motion to consider Item 8-d on Ordinances on First Reading was made by Council Member Grant, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

6-F-j.

The City Clerk read **An ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Licenses for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of pay phones on the City of Newark's Sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the public's use of the streets and sidewalks.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on November 16, 1992.

Ordinances on Public Hearing, Second Reading and Final Passage.

President Bradley called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by deleting Oriental Street as a One-Way Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:2-1, One way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by deleting therefrom the following:

Oriental Street:

Eastbound, from Broadway to McCarter highway.

Section 2. Any ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

November 5, 1992

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

Section 4. That a copy of this ordinance be forwarded to the Commissioner of Transportation for approval.

STATEMENT: This ordinance rescinds the one way designation on Oriental Street, between Broadway and McCarter Highway, allowing a two-way operation between those limits.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Martinez.

Absent: Council Member Carrino.

President Bradley: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor," (6-S & F-d), adopted May 4, 1977, as amended and supplemented (To institute the titles of Administrative Analyst and Employee Assistance Counselor/Employee Benefits Specialist in the Department of Administration).

(Instituting 2 titles in Department of Administration which more appropriately describes duties and responsibilities of employees assigned. Old titles are common titles. Fiscal Impact \$2,300. Represented by Newark Council 21. Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Section 1(g) of an ordinance entitled, "An ordinance instituting permanent positions in the Department of Administration and establishing salaries therefor," (6S&Fd) adopted May 4, 1977 and amendments thereto, be amended by instituting the following titles:

November 5, 1992

(g) DEPARTMENT OF ADMINISTRATION

POSITION

Administrative Analyst	1	1/1/92	\$28,236.76 - \$33,943.26
0100 (35 Hrs.)		1/1/93	29,366.23 - 35,300.99
		1/1/94	30,540.88 - 36,713.03
Employee Assistance Counselor/	1	1/1/92	\$37,241.58 - \$44,887.46
Employee Benefits Specialist		1/1/93	38,731.24 - 46,682.96
A037 (35 Hrs.)		1/1/94	40,280.49 - 48,550.28

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The position of "Administrative Analyst" and "Employee Assistance Counselor/Employee Benefits Specialist" are being created because they more appropriately describe the duties and responsibilities of employees who are currently serving in the titles of "Assistant Administrative Analyst" and "Employee Benefits Specialist".

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending and supplementing Sections 27:3-4, 27:3-9, 27:3-14, and 27:3-19, of Title 27, Zoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To restrict the height of fencing in all Residential Districts).

November 5, 1992

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY
OF NEWARK, NEW JERSEY:

Section 1. Chapter 3, District Regulations, Article 1, First
Residence District Regulations, Section 27:3-4, Area Regulations,
is hereby amended by adding subsection (f):

- (f) Fencing. The maximum allowable fence height shall be four feet for front yards and six feet for side yards to the rear building setback for the main structure on the lot except if the lot abuts a commercial or industrial property or zone whereby the maximum allowable fence height shall be six feet.

Section 2. Chapter 3, District Regulations, Article 2, Second
Residence District Regulations, Section 27:3-9, Area Regulations,
is hereby amended by adding subsection (g):

- (g) Fencing. The maximum allowable fence height shall be four feet for front yards and six feet for side yards to the rear building setback for the main structure on the lot except if the lot abuts a commercial or industrial property or zone whereby the maximum allowable fence height shall be six feet.

Section 3. Chapter 3, District Regulations, Article 3, Third
Residence District Regulations, Section 27:3-14, Area
Regulations, is hereby amended by adding subsection (h):

- (h) Fencing. The maximum allowable fence height shall be four feet for front yards and six feet for side yards to the rear building setback for the main structure on the lot except if the lot abuts a commercial or industrial property or zone whereby the maximum allowable fence height shall be six feet.

Section 4. Chapter 3, District Regulations, Article 4, Fourth
Residence District Regulations, Section 27:3-19, Area
Regulations, is hereby amended by adding subsection (g):

- (g) Fencing. The maximum allowable fence height shall be four feet for front yards and six feet for side yards to the rear building setback for the main structure on the lot except if the lot abuts a commercial or industrial property or zone whereby the maximum allowable fence height shall be six feet.

Section 5. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance establishes a maximum fence height of four feet in all Residential Districts for front yards and six feet for side yards to the rear building setback for the main structure on the lot. A maximum allowable fence height of six feet is permitted if the lot abuts a commercial property or zone.

November 5, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c for years 1990, 1991 and 1992, on property owned by Bethsaida Baptist Church and located at 163-167 Bloomfield Avenue, Block 532, Lot 30, Newark, New Jersey.

WHEREAS, Bethsaida Baptist Church is a New Jersey Corporation organized under Title 15A of the New Jersey Statutes as a non-profit corporation organized exclusively for religious purposes; and

WHEREAS, Bethsaida Baptist Church is the owner of property located at 163-167 Bloomfield Avenue, being Block 532, Lot 30; and

WHEREAS, said premises have been used, from the date of acquisition exclusively for religious purposes; and

WHEREAS, Bethsaida Baptist Church, as represented by it's pastor, Rev. Alvin P. Conyers (affidavit attached hereto and made a part hereof), inadvertently failed to file a claim for tax exemption for years 1990, 1991 and 1992; and

WHEREAS, there is due and owing taxes in the amount of \$9,143.54 (plus applicable interest and costs) for year 1990 - and there is due and owing, taxes in the amount of \$9,181.60 (plus applicable interest and costs) for year 1991, and there is due and owing, taxes in the sum of \$4,590.80 (plus applicable interest and costs) for the first half of 1992; and

WHEREAS, N.J.S.A. 54:4-3.6(c) provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on properties owned by one or more associations, or corporations organized exclusively for the purpose set forth in N.J.S.A. 54:4-3.6, which would have been exempt had a timely claim been made therefore.

November 5, 1992

NOW, THEREFORE BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. By copy of this ordinance, the Tax Assessor of the City of Newark be and he is hereby authorized to remove the tax assessment for years 1990, 1991 and 1992 on the property owned by Bethsaida Baptist Church and located at 163-167 Bloomfield Avenue, Newark, New Jersey being block 532, Lot 30.

2. The Tax Collector of the City of Newark be and she is hereby authorized to cancel taxes for the full years of 1990, 1991 and 1992 on the property noted above.

3. This ordinance shall take effect upon final passage and publication according to the Law of the State of New Jersey.

4. Attached hereto is the Tax Assessor's property tax exemption certification form stating that the property is presently being utilized for purposes for which a tax exemption is authorized pursuant to N.J.S.A. 54:4-3.6.

STATEMENT

The purpose of this Ordinance is to forgive taxes for years 1990, 1991 and 1992 for failure of Bethsaida Baptist Church to file a timely claim for tax exemption.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting position titles in the Department of Health and Human Services," (6-S & F-x) adopted July 16, 1986, as amended and supplemented (To Institute the title of Phlebotomist in the Department of Health and Human Services).

(Instituting title in Department of Health and Human Services which more appropriately describes duties being performed by a Laboratory Technician. No increase in salary. Represented by Newark Council 21, Civil Service Association. Old title is common title.)

November 5, 1992

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY
OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance instituting position titles in the Department of Health and Human Services (6S&FX) adopted July 16, 1986, as amended and supplemented be amended to institute the following title:

POSITION

Phlebotomist	1	1/1/92	\$16,342.52 - \$19,483.90
4984 (35 Hrs.)		1/1/93	16,996.22 - 29,263.26
		1/1/94	17,676.07 - 21,073.79

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Phlebotomist" is being created because it more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Laboratory Technician".

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To institute the title of Principal Data Processing Systems Programmer in the Department of Engineering).

(Instituting title in Department of Engineering which more appropriately describes duties being performed by employee serving in title Principal Engineering, Traffic. Old title is common title. No salary change. Represented by Newark Council 21, Civil Service Association.)

November 5, 1992

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY
OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an ordinance entitled, "An ordinance instituting positions in the Department of Engineering and establishing salaries therefor" (6S&Fn) adopted May 4, 1977, as amended and supplemented be amended to institute the following title:

POSITION

Principal Data Processing	1	1/1/92	\$37,241.58 - \$44,887.46
Systems Programmer		1/1/93	38,731.24 - 46,682.96
4697 (35 Hrs.)		1/1/94	40,280.49 - 48,550.28

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title, which are inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and final publication in accordance with the laws of the State of New Jersey.

STATEMENT

The title of "Principal Data Processing Systems Programmer" is being created because it more appropriately describes the duties and responsibilities of an employee who is currently serving in the title of "Principal Engineer, Traffic".

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 14, Health and Sanitation, Chapter 2A, Lead Poisoning, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to insure that the Lead Poisoning Ordinance conforms to the State Regulations pertaining to Lead Poisoning.

November 5, 1992

WHEREAS, the City of Newark has heretofore established regulations for the purpose of investigating cases of elevated blood lead levels by the health officer of the City of Newark; and

WHEREAS, the New Jersey State Department of Health and the Legislature have adopted new regulations pertaining to such cases; and

WHEREAS, the Director of Health and Human Services of the City of Newark is desirous of adopting regulations concerning lead poisoning cases to conform to state regulations and provide standards for the investigation of cases of elevated blood lead levels to be made part of Title 14 of the Revised Ordinances of the City of Newark.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1: That Title 14, Health and Sanitation; Chapter 2A, Lead Poisoning; in its entirety be amended and supplemented to read as follows:

CHAPTER 2A. LEAD POISONING:

Article 1. DEFINITIONS

14:2A-1. Definitions:

For the purposes of this ordinance [chapter]:

Chewable surface shall mean any surface that is less than 4 inches back from a wall, furniture, houseware or equipment edge offering a biting surface to a child.

Child means a person six (6) months through five (5) years of age.

Dwelling shall mean a building or structure or part thereof containing one or more dwelling units.

Elevated blood lead level means an abnormal level of lead in the bloodstream at the level as defined in the latest revision of the Center for Disease Control's statement "Preventing Lead Poisoning In Young Children" available from Atlanta, Georgia 30333.

Elevated erythrocyte protoporphyrin (EP) means an abnormal level of hemoglobin precursors at a level defined in the latest revision of the Center for Disease Control's Statement, "Preventing Lead Poisoning in Young Children".

Dwelling unit shall mean any room or groups of rooms or any part thereof located within a building and forming a single habitable unit with facilities which are used or designed to be used for living, sleeping, cooking, eating or bathing.

Department shall mean the Department of Health and Human Services of the City of Newark, New Jersey.

High risk of lead neighborhood means those areas whose high degree of risk has been identified by the local board of health, using methodology pursuant to N.J.A.C.8:51-8.

November 5, 1992

Initial inspection shall mean the first investigation or survey or examination of the dwelling unit within a building that is inhabited or occupied by a child who has a blood level of 20 micrograms per 100 milliliters or higher.

Lead toxicity means a significantly elevated blood lead level, as defined in the latest revision of the Center for Disease Controls Statement, "Preventing Lead Poisoning In Young Children"

Lead Paint shall mean any pigmented liquid substance applied to a surface by brush, roller or spray or other means in which the total non-volatile ingredients contain more than 1% of lead, by weight, calculated as metallic lead.

Occupant shall mean a person or persons in actual possession of and living in the building or dwelling unit.

Owner means any person who has legal title to any dwelling, with or without accompanying actual possession thereof; or, who has equitable title and is either in actual possession or collects rents therefrom; or, who is executor, executrix, trustee, guardian, or receiver of the estate of the owner, or as mortgagee or as vendee in possession either by virtue of a court order or by agreement or voluntary surrender of the premises by the person holding the legal title, or as collector of rents has charge, care or control of any dwelling or rooming house. Any person who is a lessee or assignee subletting or assigning any part or all of any dwelling shall have joint responsibility over the portion of the premises sublet or assigned.

Article 2. INVESTIGATION OF CERTAIN DWELLING UNITS.

14:2A-2. Dwelling of a child with high blood lead level, inspection.

When it has determined that a child has elevated blood lead level as defined in the Center for Disease Controls Statement "Preventing Lead Poisoning in Young Children", within 2 days after such findings have been reported to the health officer, the dwelling unit in which the child resides may be inspected by a representative of the Department and a minimum of 2 paint samples of chewable surfaces and sidewalls below a 4 foot level may be collected from each room and submitted to a laboratory certified by the New Jersey State Department of Health to ascertain the lead content by weight calculated as metallic lead.

The physical determination of the lead content of paint may also be made by non destructive measurements using radio isotope x-ray fluorescent analyzers(X-R-F) or other instruments approved by the State Department of Health. Lead content in paint in excess of 1.0 mgs. per square centimeter of paint surface when tested by this method shall be in violation.

14:2A-3. Declaration of health hazard.

If any of the aforementioned surfaces are found to contain lead paint, then they shall be declared a health hazard.

14:2A-4. Removal of lead paint; covering surface.

Within the dwelling unit, all lead paint shall be removed to the base or bare surface from all chewable surfaces and sidewalls that are below a 4 foot level and these surfaces shall be made impervious, durable, nonabsorbent, tight and in good repair; also, these surfaces shall be finished with a suitable non-lead paint thereby rendering these surfaces clean and washable. In lieu of removing lead paint from chewable surfaces and sidewalls below a 4 foot level, these surfaces may be covered up to a level of at least 4 feet, by an impervious, durable, nonabsorbent, tight material that is in good repair and does not contain more than 1% lead by weight, calculated as metallic lead, and is approved by the Department, thereby rendering the surface clean and washable. Repainting a chewable surface or a sidewall below a 4 foot level with a non-lead paint without completely removing all the existing lead paint to the base or bare surface shall not be deemed to be in satisfactory compliance with this ordinance [chapter].

14:2A-5. Condition of surfaces.

All other surfaces shall be impervious, durable, nonabsorbent, tight and in good repair, and, if painted, finished with a non-lead paint.

14:2A-6. Removal of tight lead paint

(a) Tight lead paint shall be removed to the base surface in the following areas, as indicated:

1. Window sills: complete removal;
2. Windows and frames below the four-foot level complete removal on exposed surfaces;
3. Doors below four-foot level: removal four inches back on hinge and latch edges and other sharp edges;
4. Door frames below four-foot level: complete removal;
5. Handrails: complete removal;
6. Spindles ("balusters"): removal on surfaces adjacent to walking areas;
7. Stair treads: removal four inches back from lip on top of tread and from lip to riser on bottom side; and
8. Any other chewable surface below the four foot level: removal four inches back from edge.

14:2A-6.1 Removal not required

(a) Removal may be performed, but is not required, on the following surfaces:

1. Walls in good condition without broken areas;
2. Baseboards;
3. Skirtboards on staircases;
4. Step risers; or
5. Any surface below the four-foot level which does not present a chewable surface.

14:2A-6.2 Covering

If paint is not removed as required in this subchapter surfaces shall be covered with plasterboard, wallboard, wood paneling or similar durable material approved by the New Jersey State Department of Health, Accident Prevention and Poison Control Program, to a height of at least four feet above the floor. Any construction permit required pursuant to the Uniform Construction Code Act (N.J.S.A. 52:23-119 et. seq.) and the Uniform Construction Code, N.J.A.C.5:23 shall be obtained from the agency having jurisdiction.

14:2A-7. Service of notice.

When it has been determined that a lead painted surface exists below a 4 foot level, or that surfaces are not impervious, durable, nonabsorbent, tight and in good repair a notice or order shall be served to the owner.

Article 3. INVESTIGATION OF OTHER PORTIONS OF DWELLINGS.

14:2A-8. Correction of Violations

Recorded violations shall be corrected within ten (10) days after the notice or order has been served. Extensions from this order or notice shall not be granted by any health officer.

14:2A-9. Failure to Correct Violations, Fine

Failure to correct the recorded violations within ten (10) days after the notice or order has been served may result in a fine of up to \$1,000.00 for each violation for each day that the violation(s) exist beyond the prescribed period of time.

If the Court determines that violation(s) exist, the Court shall not consider reducing the total amount of the penalties referred to herein until the Court has been satisfied that the violations are abated.

14:2A-10. Inspection after positive report

All other portions of the dwellings, including all other dwelling units, shall be inspected within 45 days of the initial inspection by a representative of the Department, provided that a report of the samples collected during the initial inspection, from a laboratory that is certified by the New Jersey Department of Health, reveals that a surface below a 4 foot level indicates the presence of lead paint.

14:2A-10. Inspection after positive report

All other portions of the dwelling, including all other dwelling units, shall be inspected within 45 days of the initial inspection by a representative of the Department, provided that a report of the samples collected during the initial inspection, from a laboratory that is certified by the New Jersey Department of Health, reveals that a surface below a 4 foot level indicates the presence of lead paint.

14:2A-11. Surface rectified

All surfaces that are not impervious, durable, nonabsorbent, tight and in good repair shall be rectified in a manner approved of by the Department.

14:2A-12. Notice served.

When it has been determined that any surface is not impervious, durable, nonabsorbent, tight and in a good repair a notice or order shall be served to the owner.

14:2A-13. Violations (s) Corrected

Recorded violations (s) shall be corrected within ten (10) days after the notice or order has been served. Extension from this notice shall not be granted by any health officer.

14:2A-14. Fine for Uncorrected Violations (s).

Failure to correct the recorded violations (s) within ten (10) days after the notice or order has been served may result in a fine of up to \$1,000.00 for each violations for each day that the violations (s) exist beyond the prescribed period of time.

If the Court determines that violations (s) exist, the Court shall not consider reducing the total amount of the penalties referred to herein until the Court has been satisfied that the violations (s) are abated.

Article 4. DETERMINATION OF PRESENCE OF LEAD.

14:2A-15. Sampling.

A minimum of 2 paint samples may be collected from each suspect room which should include a windowsill and door or door frame. In addition, samples may also be collected from other highly-suspected areas, such as crib railings, playpen railings, stairs or banisters and surfaces with loose paint. Preferred locations to be sampled may include surfaces which have been chewed or eaten, suspected of having been chewed or eaten or areas which are peeling or flaking. All interior sampling should generally be limited to that part of the surface which may eventually be required to be removed.

14:2A-16. Methods of determination.

(a) The chemical determination of the lead content in paint by quantitative measurements of samples of surface coverings may be made in laboratories certified by the New Jersey State Department of Health. Lead content in paint in excess of 1.0 per cent by dry weight shall be in violation.

(b) The physical determination of the lead content of paint may be made by non-destructive measurements using radioisotope x-ray fluorescent analyzers (X-R-F) or other instruments approved by the State Department of Health. Lead content in paint in excess of 1.0 mgs. per square centimeter of paint surface when tested by this method shall be in violations.

Article 5. REPAIRS BEFORE REFINISHING.

14:2A-17. Causative conditions removed.

All plumbings leaks or any other existing violations or conditions that cause the peeling of paint or loosening of plaster shall be repaired before any surfaces are refinished or covered.

November 5, 1992

14:2A-18. Inspection after repairs; finished surfaced.

Upon completion of repair and prior to repainting an inspection shall be made to determine if the hazard has been satisfactorily eliminated. All repairs may be finished with a suitable non-lead paint or other hard non-lead surface.

Article 6. DECLARATION OF HEALTH HAZARD.

14:2A-19. Accessible lead painted surfaces as health hazards.

Whenever a representative of Department determines that a lead painted surface is accessible to children it may be declared a health hazard.

SECTION 2: All prior ordinances or parts thereof inconsistent with this ordinance are hereby repeated.

SECTION 3: This ordinance shall become effective upon passage and publication in accordance with the law.

STATEMENT

This ordinance will ensure that the standards used by the local Health Officers are the same as the standards used by the State to Control Lead Paint. In addition, this ordinance will remove the administrative hearing process in order to increase the speed of prosecuting violators of the ordinance.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance establishing within the Office of the Mayor, Title 2, of the Revised Ordinances of the City of Newark, a Civil Rights Office.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 2 of the Revised Ordinances of the City of Newark as amended and supplemented be and is hereby amended to add a new section creating the Newark Civil Rights Office.

DECLARATION OF PURPOSE OF ARTICLE; FINDINGS

In the City of Newark, with its large cosmopolitan population, consisting of all the races and nationalities, religious and ethnic groups which constitute America, no greater menace threatens the peace, good order, security and welfare of the City and its inhabitants than the existence within it of groups antagonistic to one another and prejudiced against each other because of differences of race, creed, color, national origin, ancestry, marital status, sex or age.

The City of Newark also recognizes the special problems of prejudice experienced by those citizens who are physically or mentally handicapped.

The Council of the City hereby finds and declares that the practice of prejudice, intolerance, bigotry and discrimination and the disorder occasioned thereby, tends to create breaches of the peace and threatens not only the rights and proper privileges of its inhabitants but menaces the institutions and foundation of a free democratic state. To the end that such prejudice, intolerance, bigotry and discrimination shall be stamped out, this commission is created to provide an instrumentality through which the City may officially encourage and bring about mutual understanding and respect by all groups in the City, eliminate prejudice, intolerance, bigotry, discrimination and disorder and help give effect to the guarantee of equal rights for all as assured by the constitution and laws of the State.

November 5, 1992

The enactment of this article shall be deemed an exercise of the police power of the City for the protection and preservation of the public health, safety and welfare of this City and its inhabitants and in fulfillment of the provisions of the constitution and laws of this State guaranteeing civil rights. This office is created pursuant to N.J.S.A. 10:5-14.2.

CIVIL RIGHTS OFFICE

The Civil Rights Office is hereby established as an operating commission of the City of Newark.

MEMBERSHIP OF COMMISSION; APPOINTMENT; TERMS; POWERS; DUTIES APPOINTMENT

(a) The Civil Rights Office shall consist of no more than seven members to be appointed by the Mayor subject to confirmation by the Municipal Council.

(b) The original appointees shall serve in the following manner: 3 members for a term of 1 year, 2 members for a term of 2 years, and 2 members for a term of 3 years. [Each succeeding appointment shall be for a term of 3 years.] All appointments to fill vacancies shall be for the unexpired term. The members shall serve without compensation.

(c) The powers and duties of the commission shall be to:

- (1) Receive and investigate complaints, and initiate its own investigations, and conduct conciliation conferences:
 - (i) Racial, religious and ethnic group tensions, prejudice, intolerance, bigotry and discrimination and any breach of peace or disorder occasioned thereby;
 - (ii) Practices of discrimination against person because of race, color, creed, national origin, ancestry, marital status, age, sex or physical or mental handicap.
- (2) Conduct hearings, and in connection therewith, the power to subpoena witnesses, administer oaths, take testimony and conduct discovery procedures including the taking of interrogatories and oral depositions upon delegation of authority by the attorney general.
- (3) Submit to the appropriate authorities the findings and conclusions resulting from the exercise of powers contained in (2) above.
- (4) Issue such publications and such reports of investigations and research as in its judgment will tend to minimize or eliminate prejudice, intolerance, bigotry, discrimination, breach of peace or disorder or tend to promote goodwill.

November 5, 1992

- (5) Enlist the cooperation of the various racial, religious, and ethnic groups, community, civic, labor and business organizations, fraternal and benevolent associations, veterans' organizations, women's organizations, and other groups in educational campaigns and programs devoted to teaching the need for eliminating group tensions, prejudices, intolerance, bigotry, and discrimination, and breach of the peace and disorder occasioned thereby.
- (6) Aid in the formation of local community groups in such neighborhoods as it may deem necessary or desirable to carry out specific programs designed to lessen tensions, or improve group relations in the community.
- (7) Create such advisory committees and subcommittees of citizens as in its judgment will aid in effectuating the purposes of this article and to empower them to study the problem of prejudice, intolerance, bigotry and discrimination and breach of the peace and disorder occasioned thereby.
- (8) Recommend to the council legislation to aid in carrying out the purposes of this article.

OFFICERS

(a) The Mayor shall designate a member to preside over the commission as chairperson. The chairperson shall serve at the pleasure of the Mayor.

(b) The commission shall elect a member to serve as vice-chairperson who shall serve at the pleasure of the commission within the limitations of his/her term.

(c) The Manager of the Affirmative Action Office shall serve as executive secretary to the Civil Rights Office. The executive secretary shall serve during the incumbency in his official position.

MEETINGS

A regular meeting of the commission shall be held at least once in every month at a time to be fixed by the members of the commission. Special meetings shall be at the call of the chairperson or in his/her absence the vice-chairperson.

November 5, 1992

FACILITIES AND SERVICES MADE AVAILABLE TO COMMISSION

The Mayor shall, through the Manager of the Affirmative Action Office, subject to available appropriation, make and cause to be made, to the extent necessary of needs of the commission, suitable offices, personnel services and provisions that are necessary for the adequate function of the commission.

COOPERATION OF CITY DEPARTMENTS AND AGENCIES

All City departments and agencies shall cooperate with the commission in all respects.

SECTION 2. Any Ordinances or parts thereof inconsistent with the provisions herein be and hereby are repealed.

SECTION 3. This Ordinance shall take effect upon final passage and public as provided by law.

SECTION 4. Final passage of this Ordinance is conditioned upon the approval of the Attorney General for the State of New Jersey as set forth in N.J.S.A. 10:5-14.2.

STATEMENT

This Ordinance creates the Newark Civil Rights Office.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 5, 1992

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing for Various General Improvements and appropriating \$3,889,000. therefor and authorizing the issuance of \$3,694,550. of Bonds and Notes of the City of Newark for financing said purposes set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

WHEREAS, the governing body of the City of Newark (the "City") has determined it is in the best interest of the City to undertake the improvements set forth in Section 3 of the Ordinance (the "Project"); and

WHEREAS, the City may be required to make certain disbursements for the Project prior to the City's issuance of the bonds and/or notes authorized herein, or the receipt of grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City herein finds that it is in the best interest of the public to undertake the Project as soon as is practical, and therefore the City will be required to expend funds on the Project, so that the project may be undertaken in a timely fashion; and

WHEREAS, prior to the City's issuance of bonds or notes, the City reasonably expects to incur the expenses authorized herein; and

WHEREAS, the City has determined to pay said amounts authorized herein, prior to said amount being funded by the sale of Bonds or Notes, from the Capital Improvement Fund, from the Capital Fund and/or other funds of the City; and

WHEREAS, the Project has a useful life of at least five (5) years; and

November 5, 1992

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein, and/or the grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City of Newark hereby declares that it is the intention of the Governing Body, in accordance with Treasury Regulation 1.103-18 promulgated pursuant to the Internal Revenue Code of 1986 as amended, that the Capital Fund and/or other funds of the City be reimbursed for any funds expended on the Project, as herein authorized, prior to the issuance of bonds or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bonds and/or notes.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$3,889,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$194,450 which is appropriated as the down-payment from the Capital Improvement Fund, said \$194,450 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

November 5, 1992

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,889,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$3,694,550 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$3,694,550 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$3,694,550, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as

November 5, 1992

to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

<u>Improvement /Acquisition</u>	<u>Project No.</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Useful- ness (years)</u>
Tree Planting City-wide	92C0	\$ 500,000	\$25,000	\$ 475,000	5
Division of Motors; Garage Design	92C1	\$ 400,000	\$20,000	\$ 380,000	40
New Fire Facility Design (Firehouse)	92C2	\$ 300,000	\$15,000	\$ 285,000	40
Energy Conservation & Security System; City Hall	90C3	\$ 250,000	\$12,500	\$ 237,500	5
PEOSHA - Planning and Execution of Compliance with Federal OSHA statute	92C4	\$ 750,000	\$37,500	\$ 712,500	5
Newark Museum/HVAC System	92C5	\$ 289,000	\$14,450	\$ 274,550	5
New Jersey Performing Arts Center Phase II	92C6	\$1,100,000	\$55,000	\$1,045,000	20
Movie Theater Phase II	92C7	\$ 150,000	\$ 7,500	\$ 142,500	20
Computer System Design & Equipment	92C8	<u>\$ 150,000</u>	<u>\$ 7,500</u>	<u>\$ 142,500</u>	5
TOTALS:		\$3,889,000	\$194,450	\$3,694,550	

Section 4. The following additional matters are hereby determined, declared, recited and stated:

November 5, 1992

(a) The purposes described in Section 3 of this Bond Ordinance are not current expenses and are property or improvements which the City may lawfully acquire or make as general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purposes is within the limitations of the Local Bond Law taking into consideration the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purposes, as set forth in Section 3 hereof, the period of usefulness is 16.1 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$3,694,550 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$2,300,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance

November 5, 1992

with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. The provisions of this Bond Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 10. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

STATEMENT

Bond Ordinance for 1992 Capital Program.

November 5, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance on second reading and final passage awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Bond Ordinances 6-S & F-a, adopted January 17, 1990; 6-S & F-d, adopted June 6, 1990 and 6-S & F-b, adopted October 17, 1990, by cancelling the appropriations set forth therein, transferring monies appropriated from the Capital Improvement Fund for downpayment purposes to the Capital Improvement Fund, appropriating the sum of \$294,765. from the Capital Improvement Fund for the improvements set forth herein and amending said ordinances to reflect said amended appropriations for said improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Pursuant to the local bond law and local budget law, the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of New Jersey (hereinafter the "City") hereby determines that \$5,895,300 of capital appropriations as hereinafter set forth are no longer necessary for the purposes set forth in the ordinances authorizing said appropriations and that it is in the best interest of the City to cancel said appropriations and to return the sum of \$294,765 appropriated from the Capital Improvement Fund for said improvements to the Capital Improvement Fund for use for other capital purposes as set forth in Section 3 hereof.

Section 2. The authorizations and appropriations in the amount of \$5,895,300, for the improvements hereinafter set forth are hereby cancelled, the ordinances authorizing said appropriation are herein amended to reflect same, and the sum of \$294,765, representing the amounts appropriated from the Capital Improvement Fund for said improvements, is hereby transferred to the Capital

November 5, 1992

Improvement Fund. Said improvements for which the appropriations are cancelled are herein described as follows:

<u>Project</u>	<u>Total Appropriation Cancelled</u>	<u>Bond Authorization Cancelled</u>	<u>Capital Improvement Fund Appropriation Cancelled</u>
No. 89C5 Acquisition of Motor Vehicles (Ord. No. 6S & FA 1/17/90 & 6S & FD 6/6/90)	\$3,989,800	\$3,790,310	\$199,490
No. 90A1 Acquisition of Motor Vehicles (Ord. No. 6S & Fb 10/17/90	\$1,322,500	\$1,256,375	\$ 66,125
No. 90A2 Aerial Ladder Truck (Ord. 6S & Fb 10/17/90	\$ 583,000	\$ 553,850	\$ 29,150

Section 3. There is herein appropriated from the Capital Improvement Fund the sum of \$294,765 for the purpose or improvement hereinafter described. No bonds or notes are herein authorized; however, the City hereby finds and determines that the project or improvement set forth herein is a bondable capital improvement, for which funds from the Capital Improvement Fund may be appropriated. The purpose or improvement herein authorized is described as follows:

<u>Project</u>	<u>Capital Improvement Fund</u>	<u>Useful Life</u>
No. 92C9 Acquisition of Motor Vehicle for various City departments	\$294,765	5 years

Section 4. The capital budget of the City of Newark is hereby amended to the extent of any inconsistencies herewith. The resolution and the form promulgated by the Local Finance Board showing the full detail of the amended capital budget and capital program as approved by Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

November 5, 1992

Section 5. To the extent that any previous resolution or ordinance is inconsistent herewith or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 6. The provisions of this bond ordinance are severable. To the extent any clause, phase, sentence, paragraph or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 7. This amendatory to bond ordinance shall take effect twenty (20) days after first publication thereof after final adoption.

STATEMENT

Bond Ordinance cancelling \$5,600,535.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance on second reading and final passage awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Carrino.

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing a supplemental appropriation for the construction, reconstruction, and renovations to the City Archives, 295 Halsey Street, Newark, New Jersey, and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey.

WHEREAS, the governing body of the City of Newark (the "City") has determined it is in the best interest of the City to undertake the improvements set forth in Section 3 of the Ordinance (the "Project"); and

November 5, 1992

WHEREAS, the City may be required to make certain disbursements for the Project prior to the City's issuance of the bonds and/or notes authorized herein, or the receipt of grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City herein finds that it is in the best interest of the public to undertake the Project as soon as is practical, and therefore the City will be required to expend funds on the Project, so that the project may be undertaken in a timely fashion; and

WHEREAS, prior to the City's issuance of bonds or notes, the City reasonably expects to incur the expenses authorized herein; and

WHEREAS, the City has determined to pay said amounts authorized herein, prior to said amount being funded by the sale of Bonds or Notes, from the Capital Improvement Fund, from the Capital Fund and/or other funds of the City; and

WHEREAS, the Project has a useful life of at least five (5) years; and

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein, and/or the grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City of Newark hereby declares that it is the intention of the Governing Body, in accordance with Treasury Regulation 1.103-18 promulgated pursuant to the Internal Revenue Code of 1986 as amended, that the Capital Fund and/or other funds of the City be reimbursed for any funds expended on the Project, as herein authorized, prior to the issuance of bonds or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bonds and/or notes.

November 5, 1992

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$3,470,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$174,000 which is appropriated as the down-payment from the Capital Improvement Fund, said \$174,000 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,470,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$3,296,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$3,296,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$3,296,000, the moneys raised by the issuance of said

November 5, 1992

bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from

time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

November 5, 1992

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

<u>Improvement /Acquisition</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
Project No. 90B-3: The construction, reconstruction, renovations of, and improvements to the City Archives, located at 295 Halsey Street, Newark, New Jersey, including architectural design, planning and furniture and fixtures, and on the third and fourth floors of City Hall, including site improvements, de- molition and renewal, carpentry and woodwork, partitions, bathroom, plumbing, painting, ceiling, kitchen & cabinets, remodeling vaults, H.V.A.C. systems, electrical wiring, fixtures and lights, carpet, tile, furniture and equipment, including computers and typewriters; all said improvements to include all costs improvements, equipment and appurtenance related thereto which improvements shall remain dedicated to use as City Archives by the City Clerk and/or the City Council or for use as the City Clerk and/or City Council may determine.	\$3,470,000	\$174,000	\$3,296,000	20

November 5, 1992

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose is within the limitations of the Local Bond Law taking into consideration the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purpose, as set forth in Section 3 hereof, the period of usefulness is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$3,296,000 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$700,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said

November 5, 1992

improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. The provisions of this Bond Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared invalid, illegal,

November 5, 1992

or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 10. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance on second reading and final passage awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on second reading and final passage:

6-S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey. (East Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Government Services)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Carrino.

November 5, 1992

HEARINGS OF CITIZENS.

- 6-HC-a. MS. PEARL COLE, 322 HUNTERDON STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council thanking them for their assistance regarding the Hayes Homes HOPE project.

Council Member Rice excused himself from the meeting at 1:35 P.M.

- 6-HC-b. MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY,** addressed the Members of the Municipal Council with respect to fair job distribution for Blacks and Hispanics.

The speaker further noted that on January 1, 1993, with the cutoff of Welfare and few jobs available, many people will be forced to live in the streets of the City of Newark.

- 6-HC-c. MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to exhorbitant water/sewer rate increases.

The speaker also indicated the homeless situation would be drastically inflated with the January 1, 1993, Welfare cutoff.

Council Member Tucker, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Mr. Wallace and Mr. Hurtz regarding Welfare situation and forward to Governor Florio, New Jersey State Assembly and New Jersey State Senate for their attention and necessary action.

Council Member Harris, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Mr. Hurtz regarding water/sewer rates and forward to appropriate officials for their attention and necessary action.

- 6-HC-d. MS. CORA MOODY, 54 BOYD STREET, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council requesting that residents of Hayes Homes Apartment Complexes be notified of all decisions taking place within the complex.

There was a lengthy discussion held by the Members of the Municipal Council.

Council Member Harris informed the speaker that she would be invited to all Tax Abatement Committee Meetings regarding any New Community Corporation property.

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a.** Resolution reinstating Tax Abatement and Financial Agreement for High City Housing Company, approved by Resolution 7-R-k, November 19, 1990, for property located at 730-736 and 738-744 Dr. Martin Luther King, Jr. Boulevard, Block 123, Lot 12 and approving two payment plans; one for outstanding SILOT arrears (Exhibit A), and one for water/sewer arrears (Exhibit B); on SILOT arrears outstanding balance of \$520, 634.10 entity shall submit a reinstatement fee of \$2,500. and a down payment of \$80,000., remaining balance of \$440,634.10 shall be paid over a thirty-six (36) month period at 9% annum, commencing 1st day of month following adoption of resolution. Water/Sewer arrears of \$36,459.26 required down payment of \$13,000. with entity to pay balance in full within five months final payment being a balloon payment of approximately \$18, 229.26. Governing Body will favorably consider transfer of abatement to High Spruce Associates, L.P.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-b.** Resolution rescinding Resolution 7-R-y, September 2, 1992, due to errors; further, ratifying and authorizing Director of Engineering to extend Contract 86-19R, with James Petrozello Company, Inc., for collection of solid waste for approximately one-third of the City of Newark, excluding the West Ward, for period July 6, 1992 to October 5, 1992, in amount of \$202,500. per month less recycling and disposal credits; further, ratifying and authorizing Director of Engineering to execute Contract 92-03 with James Petrozello Company, Inc., 1222 Harrison Avenue, Kearny, New Jersey, lowest responsible total bid submitted, for total amount of \$6,464,000., (1st year-\$1,988,000.; 2nd year-\$2,166,000.; 3rd year-\$2,310,000.) with City paying cost for disposal, for period October 6, 1992 to October 5, 1995; continuation of contract beyond first year is subject to annual cancellation clause, in that it is subject to Council approval provided both City and James Petrozello Company, Inc., agree to additional period and appropriation annually of sufficient funds.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Engineering Director Zach met with Council October 20, 1992)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.

Not Voting: Council Member Tucker.

Absent: Council Members Carrino, Rice.

- 7-R-c. Resolution authorizing Director of Finance of City of Newark to apply to the Local Finance Board for approval of a Bond Ordinance entitled, "Bond Ordinance providing a supplemental appropriation for Construction, Reconstruction, and Renovations to the City Archives, 295 Halsey Street, Newark, New Jersey and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey," In accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq., and prior Resolutions of the Local Finance Board of the State of New Jersey.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole, and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-d. Resolution amending the 1992 Capital budget of the City of Newark by providing for the appropriation for a certain Capital Project in the total amount of \$3,470,000. for said project, as set forth herein.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-e. Resolution authorizing Mayor and Director of Engineering to accept proposal and enter into agreement with Civil Dynamics, Inc., P.O. Box 730, Highland Lakes, New Jersey 07422, for professional services for Dam Inspections at Pequannock Watershed and Cedar Grove Reservoir, for sum of \$149,850., funds provided in 1992 Budget of Division of Water/Sewer Utility; inspection will be completed within 270 days after execution of contract. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant and Engineering Director Zach to meet with the Council at its November 16, 1992, pre-meeting conference was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-f. Resolution confirming action taken by Director of Engineering to secure services of Norberto & Sons, Inc., pursuant to N.J.S.A. 40:A11-6; further, authorizing Director of Engineering to execute contract with Norberto & Sons, Inc., 254 Roe Avenue, East Patchogue, New York 11772, for emergency cleaning and replacement of filters of Wading Pool at Boylan Street Pool, for lump sum of \$2,400.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-g. Resolution authorizing Director of Finance to issue check in amount of \$13,500., payable to Arnold Borrero and Alina Borrero and Irvin L. Solondz, their attorney, 17 Academy Street, Newark, New Jersey 07102, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Superior Court of New Jersey, Law Division, seeking recovery for personal injuries allegedly sustained as result of dangerous condition of City-owned property.**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Corporation Counsel Hollar-Gregory met with the Council November 5, 1992)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-h. Resolution authorizing Director of Finance to issue check in amount of \$75. to Orashim Omawalla, 77 Wolcott Terrace, Newark, New Jersey, for refund of application fee for Automatic Amusement Device License.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-i.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Emilia Rodrigues, Breastfeeding Peer Counselor, for provision of breastfeeding services to WIC pregnant and breastfeeding women of City of Newark, for period July 1, 1992 through September 30, 1992, in amount of \$880.; funds provided by New Jersey State Department of Health. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11.1 et seq. because the services performed are under the threshold amount of \$10,300.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-j.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Geraldine McBeth, Breastfeeding Peer Counselor, for provision of breastfeeding services to WIC pregnant and breastfeeding women of City of Newark, for period May 1, 1992 through September 30, 1992, in amount of \$400.; funds provided by New Jersey State Department of Health. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11.1 et seq. because the services performed are under the threshold amount of \$10,300.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-k.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Vondas White, Breastfeeding Peer Counselor, for provision of breastfeeding services to WIC pregnant and breastfeeding women of City of Newark, for period May 1, 1992 through September 30, 1992, in amount of \$4,400.; funds provided by New Jersey State Department of Health. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11.1 et seq. because the services performed are under the threshold amount of \$10,300.)

(Copy of resolution and correspondence submitted to each Member of the Council)

November 5, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-l.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Romona Johnson, Breastfeeding Peer Counselor, for provision of breastfeeding services to WIC pregnant and breastfeeding women of City of Newark, for period July 1, 1992 through September 30, 1992, in amount of \$2,240.; funds provided by New Jersey State Department of Health. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11.1 et seq. because the services performed are under the threshold amount of \$10,300.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-m.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds in amount of \$179,343. from New Jersey State Department of Health, Communicable Disease Control Services, for period July 1, 1992 through June 30, 1993, for provision of Sexually Transmitted Disease Services to Residents of the Greater Newark Community.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-n.

Resolution requesting permission of Director of Local Government Services to dedicate revenues generated through renting and/or leasing Municipal property for artist use, in accordance with N.J.S.A. 40A:4-39.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-o. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Family Day Care, (BRGF3C), \$15,124.; Item available from New Jersey State Department of Human Services, Division of Youth and Family Services.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-p. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Department of Engineering, Division of Sanitation, Services by Contract or Agreement-\$4,568,442., Unclassified Operations, General Liability Insurance-\$3,669,758., Cost of Bond Issuance-\$261,800., totalling-\$8,500,00.; Special Item of Revenue Bond Issue-\$8,500,000. (For financing the cost of tax refunds)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to return the resolution to Administration per their request was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-q. Resolution designating reserved parking area for handicapped motorists on Van Buren Street, east side, beginning 73 feet north of the northerly curblin of Delancey Street and extending 20 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-r. Resolution amending Resolution 7-R-s, May 3, 1978, "Resolution designating stop intersections on certain streets," (deleting Paragraphs 5, 6 & 7 - (stop intersections around Highland Avenue) and redesignating Stop Approaches on Certain Intersections along Highland Avenue; all other provisions shall remain in full force and effect, pursuant to Section 39:4-140 of Title 39 of the Revised Statutes of the State of New Jersey.)**

(Copy of resolution and correspondence submitted to each Member of the Council)

November 5, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-s.

Resolution authorizing Metro Newark Chamber of Commerce to act as City of Newark's agent and in its own name execute contract with Caesar's in Atlantic City, lowest quote received, to supply cocktail reception and rental of ballroom to conduct "Newark Day" in Atlantic City; not to exceed \$10,000.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-t.

Resolution granting extension of leave of absence without pay to Diane Early, Secretarial Assistant, Office of the City Clerk, for period beginning November 4, 1992 and ending November 4, 1993.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-u.

Resolution by the Newark Municipal Council authorizing transfer of \$300,000. from Surplus Funds to fund the addition of 30 Police Officers to Police Department Budget.

A motion to defer action on the resolution per request of Administration until December 8, 1992, wherein a special meeting will be called by the Mayor was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-v.

Resolution designating an Investigative Committee of the Newark Municipal Council to investigate and examine any and all officials, officers and employees of the City of Newark, in relation to the discharge of his or their official duties or conduct, as the case may be in connection with the operations and practices in administration of the Regional Contribution Agreements (RCA); further, said Committee shall have power to issue subpoenas pursuant to N.J.S.A. 40:48-25 and 2A-67A-1, et seq.

November 5, 1992

A motion to table the resolution since Administration forwarded the information requested by the Municipal Council was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-w-1. Resolution recognizing and commending Ms. Monica Johnson.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-w-2. Resolution recognizing and commending Tony Woods, former Seton Hall Prep High School Football and Basketball standout, on the distinguished occasion of his visit to the City of Newark.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-w-3. Resolution recognizing and commending the Class of 1942 of Barringer High School, on their 50th Anniversary.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-R-w-4. Resolution recognizing and commending Professor Albert J. Lewis, founder of the World Gospel Musical Association, on the distinguished occasion of being honored on Sunday, November 1, 1992, at First Zion Hill Baptist Church in Newark, New Jersey.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-x.** Resolution approving application and financial agreement for long term tax exemption on improvements of Shanley Clinton Urban Renewal Housing Co., L.P., (Jackson Commons Apartments) for construction/rehabilitation of 17 low income housing units located at 611-613 Clinton Avenue aka 116 Shanley Avenue, Block 3004, Lot 30, for a period of 30 years pursuant to the Long Term Tax Exemption Law (N.J.S.A. 40A:20-1 et seq.) and upon the condition that the entity does not file a tax appeal except as the financial agreement permits.

(Formula is 7.40% of the annual gross revenues however the entity shall pay the minimum annual service charge of \$9,181.60 in the first full year of operation.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-y.** Resolution approving application and financial agreement for long term tax exemption on improvements of Terrace Heights Urban Renewal Housing Company L.P., for construction/rehabilitation of 70 low income housing units located at 10-36 Osborne Terrace and 1-23 Hedden Terrace, Block 3026, Lots 1, 11, 15, 17, 19, 21, 89, 91 and 95, for a period of 30 years pursuant to the Long Term Tax Exemption Law (N.J.S.A. 40A:20-1 et seq.) and upon the condition that the entity does not file a tax appeal except as the financial agreement permits.

(Formula is the greater of 7.40% of annual gross rentals and 15% of other income derived from the project or the minimum annual service charge of \$38,624.25)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-z.**
(A.S.) Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with Terrace Heights Urban Renewal Housing Company L.P., for rehabilitation of 70 affordable low income units to be located at 10 Osborne Terrace and 7-11 Hedden Terrace, for period October 1, 1992 through August 31, 1994, in amount of \$1,600,000., Grant #93-5001-00; funds from Department of Community Affairs, Neighborhood Preservation Program/Balanced Housing.

(Copy of resolution and correspondence submitted to each Member of the Council)

November 5, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-ba.
(A.S.)**

Resolution amending Resolution 7-R-k September 2, 1992, "contract with Donald Jackson Urban Renewal Corporation t/a Donald Jackson Urban Renewal Association, for redevelopment of 607-613 Clinton Avenue, Block 3004, Lot 28, for residential use for low and moderate income persons...; by including Lot 30, which was originally left out of contract," by changing name of developer to read Shanley Clinton Urban Renewal Housing Company, L.P. and changing address to read 611-613 Clinton Avenue, Block 3004, Lot 30; further, authorizing director of Development to execute a Bargain and Sale Deed conveying said property to said company

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bb.
(A.S.)**

Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties set forth in Schedule A, upon receipt of all documents deemed appropriate.

(In accordance with Ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bc.
(A.S.)**

Resolution ratifying and authorizing Director of Finance to execute contract with International Business Machines Corporations, 989 Lenox Drive, Lawrenceville, New Jersey 08648, for period February 1, 1992 to January 31, 1993 for maintenance and licensing agreements for IBM hardware and software utilized in City of Newark, for annual cost not to exceed \$228,319. (State Contract)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

November 5, 1992

**7-R-bd.
(A.S.)** **Resolution designating the month of November, 1992, as "Puerto Rican Heritage Month" in recognition of the many contributions of the Puerto Rican people of the City of Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-be.
(A.S.)** **Resolution granting extension of leave of absence without pay to Deborah Nicaastro, Secretarial Assistant, Office of the City Clerk.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bf.
(A.S.)** **Resolution amending Resolution 7-R-cf (A.S.), September 16, 1992, "Resolution authorizing Mayor and Director of Development to accept grant from New Jersey Department of Community Affairs, Neighborhood Program on behalf of Donald Jackson, (Clinton Hill) Neighborhood Corporation/Jackson Commons, in amount of \$478,740., to construct 17 low rental units to be located at 607-613 Clinton Avenue, Newark, New Jersey," by changing address to 611-613 Clinton Avenue, Newark, New Jersey; all other terms and provisions shall remain in full force and effect.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bg.
(A.S.)** **Resolution authorizing Director of Development to enter into and execute contract with Donald Jackson (Clinton Hill) Neighborhood Corporation, for purpose of providing soft costs for redevelopment of 611-613 Clinton Avenue, Block 3004, Lot 30, into 17 units of low income rental housing, for period November 5, 1992 to November 4, 1993; Donald Jackson (Clinton Hill) Neighborhood Corporation shall receive funds totalling \$82,000.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bh.
(A.S.)**

Resolution authorizing Police Director to accept gift of one (1) motor vehicle, a 1984 AMC Eagle Station Wagon, Vin# 2CC 3850EB7252 57, upon execution of all documents deemed necessary by the Law Department of the City of Newark for use in its law enforcement operation.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bl.
(A.S.)**

Resolution amending Resolution 7-R-a, December 18, 1991, "Resolution establishing the pre-meeting conferences, regular meetings and special conferences of the Newark Municipal Council for the Year 1992," by rescheduling the December 1, 1992 pre-meeting conference and the regular meeting of December 2, 1992 to December 3, 1992.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bj.
(A.S.)**

Resolution by the Newark Municipal Council calling for the removal or demolition, through federal legislation, of a memorial statue of Confederate General and Ku Klux Klan founder, Albert Pike, from United States Department of Labor property in Washington, D.C.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bk.
(A.S.)**

Resolution authorizing Central Planning Board to make investigation and hold public hearing to determine whether 39-49 Summer Avenue; 211-219 Fifth Street; 188-198 Fifth Street (a/k/a 351-357 Seventh Avenue-West); 318-320 Sixth Avenue-West (a/k/a 62-64 North 9th Street); 1-15 North 12th Street (a/k/a 461-467 Seventh Avenue-West); 53-63 North 12th Street (a/k/a 348-350 Sixth Avenue-West); 51-53 North 13th Street; 59-65 North 13th Street; 38-44 North 12th Street; 352-354 Sixth Avenue-West (a/k/a 58-64 North 12th Street); 30-42 North 13th Street and 485-495 Seventh Avenue-West, are in need of redevelopment, pursuant to Sections 5 and 6 of Chapter 79 of the Laws of New Jersey, 1992.

(Copy of resolution and correspondence submitted to each Member of the Council)

November 5, 1992

(For action on this resolution, see pages 2 and 3 in the minutes of this meeting)

- 7-R-bl-1. Resolution recognizing and commending the
(A.S.) Newark Pre-School Council, Inc., on the dedication of the
Alberta Bay Head Start Center to be held October 28, 1992.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-bl-2. Resolution recognizing and commending Bishop
(A.S.) Heber Brown, esteemed Pastor of Brown's Chapel Freewill Baptist Church, on the distinguished occasion of having the corner of Summit and Chancellor Avenues changed to "Bishop Heber Brown Square" for honorary and ceremonial purposes.**

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-bl-3. Resolution recognizing and commending the
(A.S.) Family Service Bureau of Newark on the distinguished occasion of its 110th Anniversary celebration held on October 28, 1992.**

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-R-bl-4. Resolution recognizing and commending Bishop Curtis
(A.S.) D. Gilmore, Pastor of St. John Unified Freewill Baptist Church, on the distinguished occasion of having Harding Terrace changed to "Bishop Curtis D. Gilmore Square" for honorary and ceremonial purposes.**

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

November 5, 1992

**7-R-bl-5. Resolution recognizing and commending the
(A.S.) "Breath of Life" Ministry of the Seventh Day Adventist Church.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bl-6. Resolution recognizing and commending First
(A.S.) Round Promotions.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bl-7. Resolution recognizing and commending
(A.S.) Reverend Grover C. Wilcox, Pastor of Calvary Gospel Chapel in Newark, on the distinguished occasion of having the corner of Porter and Elizabeth Avenues changed to "Reverend Grover C. Wilcox Plaza" for honorary and ceremonial purposes.**

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bl-8. Resolution recognizing and commending Ms.
(A.S.) Zulima V. Farber, New Jersey Public Advocate and Public Defender.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bm. Resolution expressing profound sorrow and regret
(A.S.) at the passing of Mr. Leonard Chavis, former Director of the City of Newark's Department of Recreation and Parks.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

November 5, 1992

**7-R-bn.
(A.S.)**

Resolution amending Resolution 7-R-ct (A.S.), October 7, 1992, "Resolution by the Newark Municipal Council encouraging contributions to the Newark Dr. Martin Luther King, Jr. Program Committee, c/o The Newark Performing Arts Corporation, Newark, New Jersey, to offset the cost of the Dr. Martin Luther King, Jr. reception scheduled for January 15, 1993 as well as the main program opened to the general public scheduled to be held on January 26, 1993," by changing the depository for these funds to The Foundation of the Metro-Newark Chamber of Commerce, 40 Clinton Street, Newark, New Jersey.

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bo.
(A.S.)**

Resolution authorizing Tax Assessor to cancel assessment and taxes on the new building addition to 309 Elm Street, Block 1979, Lot 22, for 8 months of 1989 and for the full years of 1990, 1991 and 1992; said amount being \$3,955.16 for 8 months of 1989, \$6,558.14 for 1990, \$7,704.56 for 1991 and \$8,094.42 for 1992, along with penalties and interests.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-bp.
(A.S.)**

Resolution supporting Senate Bill S-1293, sponsored by Senator Lipman, which restores full year medical services and monthly payments to General Assistance Welfare recipients.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

November 5, 1992

**7-R-bq.
(A.S.)**

Resolution authorizing Director of Finance to issue check in amount of \$3,300., payable to Manuel DaCunha, partial refund of Performance Guarantee in amount of \$3,620., balance of \$320., retained plus accrued interest, upon receipt of any documents deemed necessary by Corporation Counsel, for property located at 452-454 Summer Avenue, Block 625, Lot 17. (All necessary improvements have been satisfactorily conformed with except landscaping estimated at \$320.); further, rescinding Resolution 7-R-ba, May 6, 1992.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

**7-R-br.
(A.S.)**

Resolution ratifying and authorizing Business Administrator to enter into contract with Brenner Desk & Design, Inc., 330 Washington Street, Newark, New Jersey 07102, to provide furniture, office and lounge, non-modular, for period July 1, 1991 to June 30, 1993, in amount not to exceed \$170,000. (State Contract)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

MOTIONS

7-M-a.

A MOTION ENDORSING THE UNITED NATIONS SECURITY COUNCIL ENACTMENT TO BOLSTER ITS PEACEKEEPING ROLE THROUGHOUT THE WORLD was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-b.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WALTER M. KREMENTZ, JR., OF NEW VERNON, RETIRED BOARD CHAIRMAN OF NEWARK BASED KREMENTZ & COMPANY, ONE OF THE NATION'S OLDEST AND LARGEST MANUFACTURERS OF MEN'S AND WOMEN'S JEWELRY was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-M-c. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NOAH B. MOZZELLE OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.
- 7-M-d. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ANNA MAE BUSH FURLOW OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.
- 7-M-e. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. GRACE E. A. DOCK OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.
- 7-M-f. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. PETER J. BOSSETT OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.
- 7-M-g. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. DEBRA GIBSON OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.
- 7-M-h. A MOTION COMMENDING DEMOCRATIC PRESIDENTIAL AND VICE-PRESIDENTIAL CANDIDATES BILL CLINTON AND AL GORE ON THEIR ELECTION VICTORY AS WELL AS RON BROWN, CHAIRMAN OF THE DEMOCRATIC PARTY** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.

7-M-i.

A MOTION REQUESTING THAT THE CITY ADMINISTRATION PROVIDE THE GOVERNING BODY WITH THE CERTIFIED INCOME LEVELS OF THOSE PERSONS BENEFITING FROM THE REGIONAL CONTRIBUTION AGREEMENT (RCA) SUBSIDIZED DEVELOPMENTS OF K. HOVNANIAN AND VICTORY GARDENS WHICH WERE OMITTED IN THE INITIAL REPORTS SUBMITTED TO THE CITY CLERK'S OFFICE ON OCTOBER 30, 1992 was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-j.

A MOTION ENDORSING THE WEEQUAHIC PARK ASSOCIATION PROPOSAL FOR THE MAINTENANCE OF WEEQUAHIC PARK AND RESTORATION OF ITS GRANDSTAND, NOT DEMOLITION OF SAME WHICH COULD BE AN HISTORICAL LANDMARK was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-k.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALFRED E. DYETT OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-l.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. FLEETWOOD CHEESEBORO OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-m.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DEXTER WILLIAMS OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

November 5, 1992

7-M-n.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF REVEREND ULYSSES B. BLAKELEY OF ORANGE, FORMER EXECUTIVE SECRETARY OF THE NATIONAL ORGANIZATION OF BLACK PRESBYTERIANS UNITED was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-o.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LAURA L. OUTLER OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-p.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. SALLY M. HALL OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-q.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. CALVIN FOSTER OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-r.

A MOTION EXPRESSING SINCERE BEST WISHES TO MR. AND MRS. VITO DAIDONE ON THE OCCASION OF THEIR FIFTY-THIRD WEDDING ANNIVERSARY was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-s.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH CASSINI, JR., OWNER OF JAMES PETROZELLO COMPANY, INC. was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-t.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH POLICE DIRECTOR CELESTER REQUESTING HE SUBMIT TO THE COUNCIL, ON A MONTHLY BASIS DATING BACK TO JANUARY 1, 1992, ACTIVITY REPORTS FROM EACH PRECINCT INDICATING THE NUMBER OF INCIDENTS THAT HAVE OCCURRED AND CATEGORIZED BY CAR THEFTS, BURGLARIES, MUGGINGS, ETC. was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-u.

A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH DIRECTOR OF GENERAL SERVICES CAMPANA REQUESTING HE SUBMIT TO THE COUNCIL THE OPENING DATE OF THE HOCKEY RINK AT THE IRONBOUND STADIUM was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-v.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR GRANT, CORPORATION COUNSEL HOLLAR-GREGORY, LAND USE CONTROL DIRECTOR MCLUCAS AND ENGINEERING DIRECTOR ZACH TO MEET WITH THE COUNCIL TAX ABATEMENT COMMITTEE AT A FUTURE COUNCIL TAX ABATEMENT COMMITTEE MEETING TO DISCUSS ILLEGAL CONVERSION OF 102 TICHENOR STREET was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-w.

A MOTION CONGRATULATING CONGRESSMAN DONALD PAYNE, FIRST HISPANIC CONGRESSMAN ROBERT MELENDEZ AND NEW JERSEY'S OTHER CONGRESSIONAL DELEGATES ON THEIR ELECTION VICTORIES was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-x.

A MOTION REQUESTING THE CITY ADMINISTRATION TO FORWARD A STATUS REPORT ON THE TOWING INFORMATION AND THE AMOUNT OF DOLLARS OWED TO THE CITY was made by Council Member Harris, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-M-y. A MOTION DIRECTING THE CITY CLERK TO FORWARD LETTER TO THE GOVERNOR OF NEW JERSEY EXPRESSING THE SENTIMENT OF THE RESIDENTS OF NEWARK WHO VOTED OVERWHELMINGLY IN OPPOSITION TO QUESTION NUMBER 5, WHICH APPEARED ON THE NOVEMBER 3, 1992 ESSEX COUNTY BALLOT was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:**
 Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
 Absent: Council Members Carrino, Rice.
- 7-M-z. A MOTION CONGRATULATING THE NEWARK POLICE DIRECTOR AND THE ESSEX/UNION COUNTY AUTO TASK FORCE FOR THEIR EFFORTS IN REDUCING AUTO THEFT was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:**
 Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
 Absent: Council Members Carrino, Rice.
- 7-M-ba. A MOTION DIRECTING THE CITY CLERK TO COMMUNICATE WITH ENGINEERING DIRECTOR ZACH REQUESTING HE CONTACT DEVELOPER K. HOVNANIAN TO REQUEST THAT THE FENCING ON WARREN STREET, WHERE CONSTRUCTION IS CURRENTLY IN PROGRESS, BE MOVED INWARD IN ORDER FOR RESIDENTS IN THE AREA TO PASS BY WITHOUT HAVING TO WALK INTO THE STREET was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:**
 Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
 Absent: Council Members Carrino, Rice.
- 7-M-bb. A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MS. WILNORA HOLMAN, COMMISSIONER WITH THE NEWARK HOUSING AUTHORITY was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:**
 Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
 Absent: Council Members Carrino, Rice.

7-M-bc.

A MOTION REQUESTING THE LAW DEPARTMENT TO DRAFT LEGISLATION TO REPEAL THE PORTION OF THE LONG TERM TAX EXEMPTION LAW, CHAPTER 431, WHICH ALLOWS A 30-YEAR TAX EXEMPTION PERIOD ON COMMERCIAL PROPERTIES was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-bd.

A MOTION REQUESTING THAT THE DEPARTMENT OF ENGINEERING CLARIFY TO THE RESIDENTS THE MANNER IN WHICH THE CITY PICKS UP LEAVES AND HEAVY BULK AND THE DAYS OF COLLECTION was made by President Bradley seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-be.

A MOTION EXPRESSING SINCERE BEST WISHES TO MR. CARLOS LOPES AND HIS WIFE, MS. MARI PEREZ, ON THEIR RECENT MARRIAGE was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-bf.

A MOTION EXPRESSING SINCERE BEST WISHES TO MR. CHRISTOPHER BROOKS AND HIS WIFE, MS. SHARONNE MANEY ON THEIR RECENT MARRIAGE was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

7-M-bg.

A MOTION EXPRESSING SINCERE BEST WISHES TO MR. KEITH BUSH AND HIS WIFE, MS. SHELBA SNEED ON THEIR RECENT MARRIAGE was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 7-M-bh. A MOTION EXPRESSING SINCERE BEST WISHES TO MR. GLENN GRANT AND HIS WIFE, MS. ROSLYN HOMES, ON THEIR RECENT MARRIAGE** was made by Council Member Branch, seconded by Council Member Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.
- 7-M-bl. A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MS. AYESHA FREEMAN** was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.
- 7-M-bj. A MOTION REQUESTING THE DIRECTOR OF ENGINEERING TO ASSIGN THE APPROPRIATE PERSONNEL TO TRIM THE TREE AT 18 SYNOTT PLACE IN NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.
- 7-M-bk. A MOTION REQUESTING ADMINISTRATION SUBMIT TO THE GOVERNING BODY WRITTEN CORRESPONDENCE RELATED TO CURRENT WATER CHARGES APPLICABLE TO PROFIT-MAKING ENTITIES AND NEWARK RESIDENTS** was made by Council Member Harris, seconded by Council Member Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a.** The City Clerk presented Communication from Business Administrator Grant, received October 15, 1992, enclosing proposed, "Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Jersey Street." (East Ward)
(Jersey Street, west side, from Raymond Boulevard, northerly to the dead end)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

November 5, 1992

A motion directing the City Clerk to place this ordinance on the November 16, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

8-b.

The City Clerk presented **Communication from Business Administrator Grant, received October 15, 1992, enclosing proposed, "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, rescinding North 11th Street as a One-Way Street."** (North Ward)

(Deleting:

North 11th Street

Southbound, from Togo Place to Park Avenue)

(Copy of ordinance and correspondence submitted to each

Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

8-c.

The City Clerk presented **Communication from Business Administrator Grant, received October 15, 1992, enclosing proposed, "Ordinance to amend title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint Containers and Indelible Markers, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To allow that a presumption be found that anyone in possession of spray paint containers with no lawful purpose is in violation of the law and to allow a presumption that custodians of minors may be in violation of this ordinance and to permit enhanced penalties for violations of this chapter)."**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 16, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Rice.

- 8-d. **Proposed, "Ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Licenses for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of pay phones on the City of Newark's Sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the public's use of the streets and sidewalks."**
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-j on page 8 in the minutes of this meeting)

- 8-e.
(A.S.) **The City Clerk presented Communication from Business Administrator Grant, received October 29, 1992, enclosing proposed, "Ordinance to amend Title 16A, Land Use Procedure, Chapter 2, Provisions Applicable to both the Central Planning Board and Board of Adjustment, Section 5, Power of Duties," of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a provision prohibiting consideration for a variance where the property is in violation of existing zoning ordinance."**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the November 16, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

- 9-a. **Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To institute the title of Affirmative Action Officer and to abolish the title of Manager, Office of Affirmative Action in the Office of the Mayor)."**
(Affirmative Action 1. 1/1/90 \$38,756.00 - \$47,108.00 Officer)
(Instituting position title and abolishing old in the Office of the Mayor which replaces a non-standard title with a new Jersey State Department of Personnel approved title. No salary change. Not represented by any bargaining unit.)
(Copy of ordinance and correspondence submitted to each Member of the Council)

November 5, 1992

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from October 13, 1992 to October 26, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
None.	

RAFFLE LICENSE

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Ms. Civic Association	10626
St. Rose of Lima School	10627 (Amended)
Babyland Nursery, Inc.	10629
New Jersey Coalition of 100 Black Women, Inc.	10760
Our Lady of Good Counsel Church	10761
Our Lady of the Valley Roman Catholic Church	10762
St. Francis Xavier Roman Catholic Church	10763
The New Jersey Branch of the Orton Dyslexia Society	10764
Rosary Confraternity of St. Rose of Lima Church	10765
Our Lady of Mt. Carmel Roman Catholic Church	10766
St. Casimir's School	10767
St. Casimir's Roman Catholic Church	10768
St. Vincent Academy Parent and Guardian Guild	10769

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Members Carrino, Rice.

November 5, 1992

11-b.

A motion to ratify street dedications for ceremonial purposes was made by the Council of the Whole.

1. Harding Terrace to Bishop Curtis D. Gilmore Plaza.
2. Johnson Avenue (between W. Bigelow and W. Alpine Streets) to Malcolm X. Shabazz Plaza.
3. Corner of Porter and Elizabeth Avenues to Reverend Grover C. Wilcox Plaza.

The motion was adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Carrino, Rice.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Carrino, Rice.

This meeting adjourned at 2:50 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, November 16 , 1992

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 7:14 P.M.

The audience rose for the National Anthem.

The Invocation was offered by The Honorable Ralph T. Grant, Jr., Council Member-at-Large.

The City Clerk announced due to the absence of President Bradley, he would entertain a motion to elect a Temporary President.

A motion to elect Council Member Ralph T. Grant, Jr., as Temporary President was made by Council Member Martinez, seconded by Council Member Harris.

There were no further nominations.

The motion to elect Council Member Ralph T. Grant, Jr., as Temporary President was adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant called the meeting to order and asked for roll call.

Present: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel David Schwartz, Public Relations Consultants Delores Wheat and Lois Redisch and Lieutenant Gerald Inneo and Detective Joseph Towe, Sergeants-At-Arms.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

(Council Member Tucker arrived at 7:26 P.M.)

(President Bradley arrived at 7:28 P.M.)

(Council Member Villani arrived 7:45 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail The Star Ledger and the Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on November 13, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

November 16, 1992

4-a.

The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held September 18, 1992.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez,
Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

4-b.

The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held September 18, 1992.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez,
Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

4-c.

The City Clerk presented **Report of Office of City Clerk, for month of September, 1992.**

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez,
Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

4-d.

The City Clerk presented **Interim Report of the City of Newark, for nine months ended September 30, 1992, submitted by Samuel Klein and Company, External Auditors.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and staff study be made thereon to the Council was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez,
Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

4-e.

The City Clerk presented **Tax Abatement and Special Taxes Revenue Report, July 1, 1992 through September 30, 1992, submitted by Department of Finance.**

(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez,
Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

BOARD OF ADJUSTMENT APPEAL.

4-A-1.

The City Clerk read In the matter of Application of Irongates Associates, Inc., Applicant, (Ironbound Educational & Cultural Center) Owner, to permit in a 2nd Industrial District, a Public Pay Parking Lot which is not a permitted use; subject to site plan approval, on property located at 15-21 Mc Whorter Street, A/K/A 14-18 Bruen Street.

(East Ward)

(Copy of transcript submitted to each Member of the Council)

(Board of Adjustment hearing held August 12, 1992)

(Transcript filed September 23, 1992)

The Board of Adjustment at its regular meeting held August 12, 1992, approved the application by 7 ayes and 0 nays.

An appeal in this matter was filed in the Office of the City Clerk on September 15, 1992 by Ironbound Educational and Cultural Center.

The transcript in connection with this matter was received on September 23, 1992, and each Member of the Council was furnished with a copy of the transcript and other parts of the record.

On September 23, 1992, the City Clerk notified the applicant, the applicant's attorney, the appellant and the appellants attorney that an appeal in this matter would be heard by the Municipal Council at their regular meeting October 7, 1992, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

A meeting was held October 7, 1992, and the Municipal Council deferred action on the application.

On October 8, 1992, the City Clerk notified the applicant, the applicant's attorney, the appellant and the appellants attorney that an appeal in this matter would be heard by the Municipal Council at their rescheduled regular meeting November 5, 1992, at 1:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

An adjourned meeting was held November 5, 1992, and the Municipal Council deferred action on the application.

On November 6, 1992, the City Clerk notified the applicant, the applicant's attorney, the appellant and the appellants attorney that an appeal in this matter would be heard by the Municipal Council at their regular meeting November 16, 1992, at 7:00 P.M., in the Council Chamber, Second Floor, City Hall, Newark.

City Clerk Marasco read letter dated November 16, 1992, from the Appellant' Attorney, Mr. Michael Patrick Carroll, stating the following:

"This letter will serve to confirm the withdrawal of the appeal from the grant of the variance to Irongate. Ironbound will seek to pursue remedies against Irongate in the Chancery Division and with the investigatory authorities, including the Office of the Prosecutor of the County of Essex."

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

Temporary President Grant called for ordinances on first reading.

6-F-a.

The City Clerk read An ordinance to create a "Water/ Sewerage Utility" in the City of Newark, in the County of Essex, State of New Jersey, and to authorize rules and regulations to carry out the objective and purposes thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)

November 16, 1992

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

6-F-b.

The City Clerk read **An ordinance establishing with the Office of the Mayor and in Chapter 2 of the Revised Ordinance of the City of Newark a Water and Sewer Commission.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

6-F-c.

The City Clerk read **An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Dickerson Street as a through street.**

(Dickerson Street, between Roseville Avenue and First Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

6-F-d.

The City Clerk read **An ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Jersey Street.**

(East Ward)

(Jersey Street, west side, from Raymond Boulevard, northerly to the dead end)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Approval not required by Department of Transportation)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting to be held December 3, 1992.

6-F-e.

The City Clerk read **An ordinance to amend Title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint Containers and Indelible Markers, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To allow that a presumption be found that anyone in possession of spray paint containers with no lawful purpose is in violation of the law and to allow a presumption that custodians of minors may be in violation of this ordinance and to permit enhanced penalties for violations of this chapter).**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting to be held December 3, 1992.

6-F-f.

The City Clerk read **An ordinance to amend Title 16A, Land Use Procedure, Chapter 3, Provisions Applicable to both the Central Planning Board and Board of Adjustment, Section 3, Applications: Procedures for Filing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a provision prohibiting consideration of a variance where the property is in violation of existing zoning ordinances or has outstanding municipal charges.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

November 16, 1992

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting to be held December 3, 1992.

A motion to consider Item 8-i (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

6-F-g.
(A.S.)

The City Clerk read An ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Licenses for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of pay phones on the City of Newark's sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the public's use of the streets and sidewalks.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Temporary President Grant, seconded by Council Member Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting to be held December 3, 1992.

A motion to consider Item 8-j (A.S.), on Ordinances on First Reading was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

November 16, 1992

6-F-h.
(A.S.)

The City Clerk read An ordinance to amend Title 17, Chapter 2, Section 4, Curfew of Minors of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to establish standards for the enforcement of a curfew ordinance.

(Copy of ordinance submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Harris, seconded by Council Member Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a rescheduled meeting to be held December 3, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

Temporary President Grant called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 27, Zoning, Chapter 4, Additional and Special Regulations; Conditional Usages, Section 2, Additional Area Regulations, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to add Subsection K (Protective Barriers, to regulate fences and other protective barriers in residential areas and business districts).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1: Title 27, Zoning, Chapter 4, Section 2 shall be amended by adding Subsection K to read in its entirety as follows:

.....
.....

(K) Protective Barriers.

Except as otherwise provided in this ordinance, fences, walls, other than retaining walls, or other screening structures above grade, may be permitted anywhere on the lot with the following height restriction:

November 16, 1992

(1) fences and walls on the property line shall not exceed 6 feet except that:

a. walls on the property line between any residential and non-residential districts shall not exceed 10 feet.

(2) fences, walls within any required front yard set back shall not exceed 4 feet.

SECTION 2: All prior ordinance or parts thereof inconsistent with this ordinance are hereby repealed.

SECTION 3: This ordinance shall take effect upon final passage and publication in accordance with the laws in the State of New Jersey.

STATEMENT

This ordinance will permit fences, walls and other barriers to be regulated in the City of Newark.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Harris, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yeses are five, the noes are none and four absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance providing for the Vacation of Wood Street, as laid out 40 feet in width on the Map of the Commissioners to lay out Streets, Avenues and Squares, extending from the northerly line of Seventh Avenue east to the southerly line of Crane Street.

November 16, 1992

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK,
NEW JERSEY:

Section 1. That all that portion, part and parcel of Wood Street, as laid out 40 feet in width on the Map of the Commissioners to lay out streets, avenues, and squares, extending from the northerly line of Seventh Avenue East to the southerly line of Crane Street shall be vacated as a public street or right-of-way, reserving, however, to Public Service Electric and Gas Company, the right of entry and easement for the entire length and total width of Wood Street for the purpose of maintaining their respective street lights until such time as this service is not required and the street lights are removed.

All is as shown on a map prepared under the direction of this Council, which map is hereto attached and made a part hereof, and a copy of which map, known and designated as Map No. A-1565, dated July 17, 1992 is on file in the office of the Director, Department of Engineering.

Section 2. That the owners of the properties adjacent to Wood Street shall have one (1) year from the date of the publication of this Ordinance to purchase said street from the City of Newark. If said purchase is not completed within a one year period, the Director, Department of Engineering shall prepare an Ordinance revoking the vacation of Wood Street.

Section 3. That the Director, Department of Development be and is hereby authorized to execute on behalf of the City of Newark a deed conveying the herein mentioned street to the owners of the properties adjacent to Wood Street and same to be approved as to form and legality by the Corporation Counsel and attested to by the City Clerk.

Section 4. Should the owners of the properties adjacent to Wood Street dispute the ownership thereof, said owners of the properties shall have one (1) year from the date of the publication of this Ordinance to obtain and submit to the Director, Department of Engineering of the City of Newark a Title Search, from a Title Company authorized to do business in the State of New Jersey, which shows that the ownership and title to the vacated portion of Wood Street will rest with the adjacent property owners upon the vacation of said street. If the City of Newark approves of said Title Search, Sections 2 and 3 of this Ordinance shall no longer apply.

Section 5. That this Ordinance is adopted under and by virtue of the provisions of Section 40:67-1(b) of the revised statutes of New Jersey 1937, as amended and supplemented.

Section 6. That this Ordinance shall take effect upon adoption and publication in accordance with law.

STATEMENT

This Ordinance vacates Wood Street from the northerly line of Seventh Avenue East to the southerly line of Crane Street as a public right-of-way.

November 16, 1992

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Temporary President Grant and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yesses are five, the noes are none and four absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the cancellation of taxes, interest and penalties pursuant to N.J.S.A. 54:4-3.6c, for Years 1988 and 1989 on property owned by Newark Day Care Council, Inc. and located at 443-455 - 18th Avenue, Block 2614, Lot 10, Newark, New Jersey.

WHEREAS, Newark Day Care Council Inc. is a New Jersey Corporation organized under Title 15 of New Jersey Statutes as a non-profit corporation; and

WHEREAS, the premises located at 443-455 - 18th Avenue, Block 2614, Lot 10 have been used from the date of acquisition exclusively for the non-profit purposes as a day care center; and

WHEREAS, the aforesaid property has from 1988 to present been entitled to a tax exemption from payment of property taxes; and

WHEREAS, Newark Day Care Council Inc. represents that it inadvertently failed to file an affidavit for exemption for years 1988 and 1989; and

WHEREAS, there is due and owing taxes in the amount of \$27,618.60 (plus applicable costs and interest) for year 1988 and there is due and owing taxes in the sum of \$29,356.70 (plus applicable costs and interest) for year 1989; and

WHEREAS, N.J.S.A. 54:4-3.6c provides that the governing body of each municipality may, by ordinance, upon a showing of good cause as to why a timely claim was not filed, return all taxes collected on properties owned by one or more associations or corporations organized exclusively for purposes set forth pursuant to N.J.S.A. 54:4-3.6c, which would have been exempt had a timely claim been made therefore;

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

1. By copy of this Ordinance the Tax Assessor of the City of Newark, be and he is hereby authorized to remove the tax assessment for the years 1988 and 1989 on the property located at 443-455 - 18th Avenue, Block 2614, Lot 10, and having taxes due and owing the City of Newark.

2. The Tax Collector of the City of Newark is hereby authorized to cancel taxes in the total amount of \$27,618.60 (plus applicable costs and interest) for year 1988 and \$29,356.70 (plus applicable costs and interest) for year 1989 on property located at 443-445 - 18th Avenue, Block 2614, Lot 10.

3. This Ordinance shall take effect upon final passage and publication according to laws of the State of New Jersey.

STATEMENT

Ordinance authorizing cancellation of taxes for the years 1988 and 1989 on property owned by Newark Day Care Council at 443-455 18th Avenue, Block 2614, Lot 10.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yeses are five, the noes are none and four absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinances to amend and supplement Title 8, Business and Operations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities, Section 1, License Required, and Section 5, License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (by requiring operators of junk shops, junk-yards and metal processing facilities who purchase used motor vehicles for the purpose of wrecking, storing or selling parts thereof to obtain a limited used motor vehicle sales lot license for purchasing used motor vehicles; and further, increasing the license fee from \$350.00 to \$500.00).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 8, Business and Occupations, Chapter 8, Junk and Scrap Metal, Article 1, Junk Shops, Junkyards and Metal Processing Facilities, Section 1, License Required, and Section 5, License Fee, of the Revised Ordinances of the City of Newark, New Jersey, 1966 as amended and supplemented, be and the same is hereby amended by adding thereto the following:

8:8-1. License Required

(a) No person shall use, exercise or carry on the business or trade of a keeper of a junk shop, junkyard or metal processing facility without being licensed for that purpose by the Director, Division of License in the Department of Finance.

November 16, 1992

(b) Operators of Junk Shops, Junkyards and Metal Processing Facilities who purchase used cars for the purpose of wrecking, storing or selling parts thereof shall be required to obtain a limited used motor vehicle sales lot license for purchasing used motor vehicles.

8:8-5. License Fee: expiration of license

(d) The fee for a junk shop, junkyard or metal processing facility issued under this article shall be \$500.00.

(1) Such license shall expire on the 30th day of April next after issuance.

Section 2. All ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

Section 3. This Ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

The ordinance requires operators of junk shops, junkyards and metal processing facilities who purchase used motor vehicles for the purpose of wrecking, storing or selling parts thereof to obtain a limited used motor vehicle sales lot license and further increasing the cost of a junk shop, junk yard or metal processing facility from \$350.00 to \$500.00.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez,

Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yeses are five, the noes are none and four absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 8, Businesses and Occupations, Chapter 17, Used Motor Vehicle Sales Lot, Section 6, Term of License; Licensee Fee and Section 8, Use and Main-tenance of Premises, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (to add a fee for a limited license and to permit such limited licenses at junk shops, junk yards and metal processing facilities).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY
OF NEWARK, NEW JERSEY:

SECTION 1. Title 8, Businesses and Occupations, Chapter 17, Used Motor Vehicles Sales Lots, Section 6, Term of License; License Fee, and Section 8, Use and Maintenance of Premises, of the Revised Ordinances of the City of Newark, New Jersey, as amended and supplemented, be amended to read in its entirety as follows:

8:17-6 TERM OF LICENSE; LICENSE FEE

(a) All licenses issued under this chapter shall be for a term of one year commencing January 1st and expiring on December 31st of the year in which issued.

(b) The annual fee for the license issued under this chapter shall be computed at the rate of one cent per square foot of the area of the lot, with a minimum fee of \$175.00. When an application is received for any year for a lot coming into operation after January 1, 1992, the annual fee shall be pro-rated at the rate of 1/12 of the annual fee for each month or part thereof of the unexpired period of the year, but the pro-rated result is not to be less than \$15.00.

(c) the annual fee for a limited license to permit Motorvehicles that are purchased by operators of junk shops, junk yards and metal processing facilities, for the purpose of selling parts therefrom shall be \$350.00.

8:17-7. TRANSFER OF LICENSE

Upon application made in the manner prescribed by the director, the license may be transferred.

8:17-8 USE AND MAINTENANCE OF PREMISES

(a) The licensed premises shall not be used as a gas station or junk shop, provided however that operators of junk shops or junk yards that purchase used cars at other locations for the purpose of wrecking, storing or selling parts thereof will be allowed and required to obtain a used motor vehicle sales lot license for the limited purpose of purchasing used motor vehicles will not be sold at the junk shop or junk yard.

(b) The licensee shall:

- (1) Provide and maintain a durable ground surface in good repair and condition, with adequate drainage to avoid accumulation of surface water;
- (2) Keep the ground premises clean and free of accumulations of dirt or scrap materials;
- (3) Keep the sidewalks in good repair; clean of snow and ice; and safe for pedestrian travel;
- (4) Maintain only such entrances and exits over the sidewalk as shall be approved by the Director of the Department of Public Works.

Section 2. All ordinance(s) or parts thereof inconsistent herewith are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

November 16, 1992

STATEMENT

This ordinance will allow operators of junk shops, junk yards and metal processing facilities to obtain a limited license to purchase used automobiles for the purpose of selling parts at junk shops, junk yards and metal processing facilities.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yeases are five, the noes are none and four absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance ratifying and authorizing the execution of a lease extension agreement between Wilson Property Associates, Land-lord, and the City of Newark, Tenant, for the leasing of the premises commonly known as 156-166 Wilson Avenue, Newark, New Jersey, for the sum of \$69,120.00 for a period of twelve (12) months.

WHEREAS, the premises commonly known as 156-166 Wilson Avenue is needed for a public purpose; and

WHEREAS, the City of Newark, Tenant, and Wilson Property Associates, Landlord, desire to enter into a Lease Extension Agreement for the premises, commonly known as 156-166 Wilson Avenue for a period beginning July 1, 1992 to June 31, 1993 for the sum of \$69,120.00.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. The Engineering Director of the City of Newark is hereby authorized to enter into Lease Extension Agreement, on behalf of the City of Newark, Tenant, with Wilson Property Associates, Landlord, for the leasing of the premises commonly known as 156-166 Wilson Avenue, Newark, New Jersey, pursuant to N.J.S.A. 40A:12-15, for the period of July 1, 1992 through June 31, 1993.

Section 2. The City of Newark shall, as a consideration for said Lease Extension Agreement, pay the owner the sum of \$69,120.00 in equal monthly installments of \$5,760.00 for the term of the lease beginning July 1, 1992 ending June 31, 1993.

Section 3. A copy of the Lease Extension Agreement is attached hereto and made a part hereof.

November 16, 1992

Section 4. A copy of the Lease Extension Agreement and this Ordinance shall be permanently filed in the Office of the City Clerk by Business Administrator.

Section 5. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

Section 6. Attached hereto is a Certification from the Municipal Comptroller in the amount of \$28,800.00 which represents the sum due under this Lease until November 30, 1992

Section 7. The continuation of this lease beyond November 30, 1992 is subject to and conditioned upon the availability and appropriation of additional sufficient funds.

STATEMENT

Passage of this Ordinance will ratify and authorize a Lease Extension Agreement between the City of Newark, Tenant and 156-166 Wilson Avenue. The period of the lease Extension Agreement will be from July 1, 1992 to June 31, 1993 and the total consideration for said period shall be \$69,120.00.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Branch and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez,
Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yeses are five, the noes are none and four absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Licenses for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of pay phones on the City of Newark's Sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the public's use of the streets and sidewalks.

WHEREAS, as the City Council of the City of Newark has found as a fact that pay telephones on the sidewalks in many areas of the City of Newark have attracted persons who loiter in the area of the pay telephones for long periods of time; and

WHEREAS, the Council has found that these persons who loiter in the area where telephones are located are interfering with the use of the sidewalks by pedestrians; and

WHEREAS, the Council has found that in residential areas these persons are making loud noises at different hours of the day and evening and thus interfering with residents in the vicinity of the pay telephones; and

WHEREAS, the Council has found that criminal activity in the form of drug transactions is occurring on a regular basis near many of these telephones and that these telephones are used to facilitate such transactions; and

WHEREAS, the Council has found that the installation of such pay phones should be strictly regulated to minimize the annoyance to pedestrians, residents and other citizens that may be caused by persons loitering about such telephones.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1: Title 22, Streets and Sidewalks, Chapter 23, Permits for Pay Phones on Streets and Sidewalks, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby amended and supplemented to read as follows:

22:23-1 - Definitions

- (a) **City** means the City of Newark.
- (b) **Distributor** means any person responsible for placing and maintaining a pay telephone in a public way hereinafter defined.
- (c) **Pay Telephone** means any self-service or coin or credit card operated telephone or bank of such telephones placed adjacent to each other, located in or over a public sidewalk or street.
- (d) **Person** means an individual business, firm, corporation, association, partnership or other organization or group of persons.
- (e) **Sidewalk** means that area dedicated to public use for pedestrian traffic.
- (f) **Street** means all that area dedicated to public use for public street purposes and shall include but not be limited to roadways, parkways, alleys and sidewalks,

22:23-2 - License Required; Fee for a License;
Indemnity and Insurance

- (a) No person, association, partnership or corporation may place or maintain any pay telephone on or above any public street or sidewalk without having first obtained a license as provided in this ordinance. Licenses shall be issued by the Division of Tax Abatement and Special Taxes in the Department of Finance subject to approval of the location and means of installation of the pay telephone as set forth hereinafter. The license required by this ordinance shall be in addition to any permit required pursuant to the Uniform Construction Code, N.J.S.A. 52:27d-119, et seq., or any street occupancy or opening permit required by any other City ordinance. Permits and Licenses or denial thereof, with reasons set forth in the event of denial, shall be issued within 30 working days of receipt of the complete application for such permits.
- (b) Before installation a plan or sketch of the pay telephone shall be furnished to the Director of the Department of Engineering in sufficient detail to describe the size, location, equipment and means of installation and cabling. The Director of Department of Engineering shall be notified before the removal of any pay telephone. A copy of the permit or the permit number shall be affixed to the pay telephone.
- (c) The initial fee for a license shall be \$100.00 per year or any part of a year, the fee for a renewal license shall be \$50.00 per year, provided, however, that no fee shall be charged for telephones furnished by the City of Newark

as an accommodation to the public, or for permits issued to any person or entity which pays a franchise fee or tax for the use of public facilities. Such person or entity shall not, however, be exempt from the regulatory provisions of this ordinance. Licenses shall be renewable annually on January 1st of each year.
- (d) The Director of the Department of Engineering shall be informed of the intent of any person to remove or relocate a telephone.
- (e) Before receiving a license, an applicant shall:
 - (1) Execute an indemnification agreement substantially as follows:

The applicant and any other persons on whose behalf the application is made agree to defend, indemnify and hold harmless the City of Newark against liability for all claims for damage to property, or injury to or death of persons, arising out of or resulting from the issuance of the permit, license or the control, maintenance or ownership or use of each pay telephone.
 - (2) File with the Department of Finance a general liability insurance policy of \$1 million for bodily injury and \$50,000.00 for property damage naming the City as additional insured against any injury, loss or damage that may result from placing or maintaining the telephone or telephone equipment on or above the sidewalk.

- (3) a. File a registration statement containing the following information:

(i) Name, address and telephone number of each owner, partner and in the case of corporation each director, officer, and stockholder holding in excess of 10% of the stock of the corporation.

(ii) The name and address of the registered agent or the person upon whom service of process is authorized to be made.

b. A registration fee in the amount of \$25.00 which is not refundable shall be payable upon the presentation of the registration application to the Division of Tax Abatement and Special Taxes.

c. A registration number shall be assigned to each owner or distributor of pay telephones who is registered with the City of Newark. Each registration number shall appear on each license issued for each pay telephone.

d. No license for the placement of a pay phone shall be issued to any party who has not filed a registration statement with the Division of Tax Abatement and Special Taxes.

e. A new registration statement shall be filed whenever the existing information on file is no longer true.

22:23-3 - Telephone rates to be posted; emergency calls

- (a) Pay telephones shall permit the following calls to be placed without charge (except as may be otherwise provided by applicable tariffs filed with the New Jersey Board of Regulatory Commissioners).

- (1) Calls to the 911 emergency number;
- (2) Emergency calls placed through operator assistance to the police and fire departments;
- (3) Calls for emergency purposes placed through operator assistance to the police and fire departments by anyone identified as a member of either department.

- (b) Current local coin call initial rates shall be posted on the pay telephone or on the pay telephone booth.

- (c) The name of the Distributor must be posted on the pay telephone or pay telephone booth.

22:23-4 - Standard for maintenance and installation

- (a) Pay telephones shall comply with the following standards:

- (1) No booth surrounding a telephone shall exceed 8 feet in height, 4 feet in width or 4 feet in depth.
- (2) Each coin operated pay telephone shall be equipped with a coin return mechanism to permit a person using the machine to secure an immediate refund if a call cannot be completed. The coin mechanism shall be maintained in good working order.

- (3) Each pay telephone shall have affixed to it, in a place visible to everyone using the telephone, the name and address of the distributor and the telephone number of a working telephone service to report a malfunction, secure a refund, or give the notices provided for in this ordinance.
- (4) Every pay telephone shall be maintained in a neat and clean condition and in good repair at all times. Without limiting the generality of the foregoing, a pay telephone shall be served and maintained so that:
 - (i) it is reasonably free of chipped, faded, peeling and cracked paint in the visible painted areas thereof;
 - (ii) it is reasonably free of rust and corrosion in the visible unpainted metal areas thereon;
 - (iii) any clear plastic or glass parts are unbroken and reasonably free of cracks, dents, graffiti, blemishes and discolorations;
 - (iv) any paper or cardboard parts or inserts are reasonably free of tears, peeling or fading;
 - (v) the structural parts thereof are not broken or unduly misshapen; and
 - (vi) the telephone receiver is attached to the telephone.
- (5) Any Distributor who fails to maintain its pay telephone in working condition may be given a ten day written notice to repair the pay telephone by the Division of Inspections of the Department of Land Use Control. If the pay telephone is not in working condition at the end of the ten day period, the Manager of the Division of Tax Abatement and Special Taxes may revoke the license unless the Distributor provides assurance that the pay telephone shall be repaired or removed.
- (6) Each pay telephone shall, upon the written request of the Manager of the Division of Tax Abatement and Special Taxes be capable of being restricted to outgoing calls only within ten days of the request.

22:23-5 - Location and Placement of Pay Telephones

- (a) No pay telephone shall be permitted to rest upon, in or over any public street or sidewalk when such installation, use or maintenance:
 - (1) unreasonably interferes with or impedes the flow of pedestrians or vehicular traffic, including any legally parked or stopped vehicle; or
 - (2) unreasonably interferes with the ingress or egress from any residence or place of business; or
 - (3) interferes with the use of traffic signs or signals, hydrants or mailboxes permitted at or near said location.

November 16, 1992

- (b) Pay telephones shall be placed, or otherwise secured, so as to prevent their being blown down or around the public street or sidewalk, but shall not be chained or otherwise secured, to any traffic or street signs, signals, hydrants or mailboxes.
- (c) No pay telephones shall be placed, installed, used or maintained:
 - (1) within any marked crosswalk;
 - (2) within 3 feet of a curb return or any unmarked crosswalks;
 - (3) within 15 feet of any fire hydrant, fire call box, police call box or other emergency facility;
 - (4) within 5 feet of any driveway;
 - (5) within 3 feet of any public area improved with a lawn, flowers, shrubs, trees or other landscaping;
 - (6) at any location whereby the clear space for the passageway of pedestrians is reduced to less than 6 feet;
 - (7) within 3 feet of any building unless written permission is secured from the property owner and filed with the application; and
 - (8) within 10 feet of any entrance to a residence, store or public building in the absence of permission from the Manager, Division of Tax Abatement and Special Taxes for a shorter distance.
- (d) Notwithstanding the requirements set forth herein in chapter 23-5(c) and Chapter 23-5(g).

In the event that a pay telephone does not meet the requirements set forth therein, an applicant shall nevertheless be entitled to apply to the City Council of the City of Newark for a variance from the requirements of these sections.

A variance shall only be granted if after a hearing the City Council of the City of Newark finds that the grant of a variance will not result in the loss of the use of any street or sidewalk or result in any impedance of pedestrians, motor vehicles, emergency vehicles and personnel and will not detrimentally effect the use, occupancy or enjoyment of any abutting land. In addition, a variance shall not be granted if the location of any proposed pay phone would result in the opinion of the City Council of the City of Newark in the increase of criminal activity or aggravate the efforts of the Police Department to decrease any criminal activity in the area. The applicant seeking a variance shall notify every property owner within 600 feet on the same side of the street where the proposed pay phone is to be located of the time and place for the hearing in regard to the application for any variance from this ordinance.

November 16, 1992

- (e) Pay telephones shall not be placed on sidewalks in front of street addresses where there appears to be continuous criminal activity. Continuous criminal activity means reports to the police of more than four criminal incidents at an address in a month prior to the date of the application or more than 12 reported criminal incidents in a year prior to the date of the application which incidents have resulted in arrests.
- (f) No pay telephone shall be installed on the street or sidewalk without the permission of the abutting land owner.
- (g) Except for a subsequent application by the same Distributor for the placement of an additional pay telephone adjacent to said Distributor's existing pay telephone:
 - (1) no pay telephone shall be placed on the Sidewalk in a First or Second Residential District as these Districts are described in the Zoning Ordinance of the City of Newark.
 - (2) no pay telephone shall be placed on the sidewalk within 300 feet of any other pay telephone which is on the same side of the street and within line of sight of any other pay telephone on a sidewalk in a Third Residential or First Business District of the City. No pay telephones may be placed next to an existing pay telephone in the Third Residential or First Business District.
 - (3) no pay telephone shall be placed on the sidewalk within 100 feet of any other pay telephone which is on the same side of the street and within line of sight of any other pay telephone on a sidewalk in a Second, Third or Fourth Business District or any Industrial District of the City. No more than three pay telephones may be placed next to an existing pay telephone in a Second, Third or Fourth Business district or any Industrial District of the City.

22:23-6 - Revocation

- (a) Upon the receipt of a written complaint by a citizen or an authorized representative of the Police Department that the location and use of a pay telephone constitutes a threat to the health and welfare of the community, the Manager of the Division of Tax Abatement and Special Taxes shall conduct a hearing after providing written notice of same at least ten (10) days in advance thereof to all affected parties to ascertain whether the location and use of the pay telephone constitutes a threat to the health and welfare of the community. At the request of the Manager of the Division of Tax Abatement and Special Taxes, an Officer of the Police Department and an Inspector of the Department of Land Use Control shall conduct an investigation of the complaint and report there findings to the Manager at the hearing which he shall conduct, of the matter. If he finds by the preponderance of the evidence presented that the location and use of the pay telephone constitutes a threat to the health and welfare of the community, he shall revoke any permit issued by his Department for the use of the pay telephone. He may also order such other relief as he deems fair, including requiring the pay telephone to be restricted to outgoing calls only.

November 16, 1992

- (b) A "threat to the health and welfare of the community" shall mean that because of the continuing physical location of the pay telephone the public has become endangered by the use of the area around the phone because of (1) criminal activity or because a pay telephone alone or in conjunction with other pay telephones interferes with the use and enjoyment of the area by pedestrians, motorists, (2) emergency personnel and occupants of the abutting property by impeding unnecessarily their ability to see other pedestrians or vehicles or by (3) impeding unnecessarily their ability to move or stand on the sidewalk.
- (c) In addition to any action the Manager may take, if the Manager of the Division of Tax Abatement and Special Taxes after a hearing finds that a distributor has repeatedly violated the terms of this ordinance on three prior occasions within one year, the Manager shall suspend the issuance of any license(s) to the distributor for the placement of any additional pay phones for one year.
- (d) After the revocation of any license by the Manager of the Division of Tax Abatement and Special Taxes, the Manager shall immediately order the owner of the pay telephone whose license has been revoked to remove the pay telephone and to remove any booth, post or support upon which the pay phone rests and to restore the sidewalk so that it is safe for pedestrian use. The pay phone referred to herein shall be removed within 24 hours of the receipt of the order issued by the Manager. The order to remove the phone shall be sent by certified and regular mail to the address of the registered owner of the license.

If it appears that the pay phone has not been completely removed within 48 hours after the notice to remove has been received at the last known address of the owner, then the Manager shall notify the Director of the Department of Engineering of the continued presence of the unlicensed pay phone. The Director shall forthwith remove the pay phone and restore the premises so that it is safe for pedestrian use. The Director shall declare and certify the cost of the removal of the phone. This cost shall be a debt owed by the license holder and owner of the phone and it shall be payable by the owner of the phone or the license holder upon the demand of the City of Newark. The notice to remove the pay phone shall be deemed to have been received if it is sent by regular mail even if the certified mail notice is unclaimed.

22:23-7 - Application of Ordinance to Existing Pay Telephones

All existing pay telephones located on or above public sidewalks within the City of Newark shall be deemed a nonconforming use that shall be permitted by this ordinance, provided, however, that any Distributor desiring that its pay telephones be so designated must notify in writing the Manager of the Division of Tax Abatements and Special Taxes within thirty (30) days of the effective date of this ordinance of the locations of all of said Distributor's pay telephones existing on the date of adoption of this ordinance. A registration and license shall be applied for and shall be a prerequisite for the continued location of any such phone. All pay telephones not so identified shall not be entitled to be considered as nonconforming uses permitted by this ordinance.

November 16, 1992

The provisions of this ordinance shall, however, apply to all future pay telephones located on or above public sidewalks within the City of Newark.

22:23-8 - Violation

Any violation of this ordinance shall subject the violator to a fine of not less than \$100.00 nor more than \$1,000.00. Each noncomplying pay telephone violation will constitute a separate violation.

SECTION 2: Any ordinance or parts thereof inconsistent with the provisions herein be and are hereby repealed.

SECTION 3: This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance will establish a process for requiring a permit to be issued before a pay telephone will be installed on any sidewalk in the City of Newark.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

(This ordinance was replaced by Ordinance 6-F-g, in the minutes of this meeting.)

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6-S & F-k) adopted May 4, 1977, and amendments thereto (To adjust the salary for Police Chief).

(Creating new salary for Police Chief which is now greater than salary for title of Deputy Chief to which it was comparable under old scale. Fiscal impact-\$5,000.)

November 16, 1992

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY
OF NEWARK, NEW JERSEY:

SECTION 1. Section 1 of an Ordinance entitled, "An ordinance creating positions in the Department of Police and establishing salaries therefor," (6S&F-X) adopted May 4, 1977 and amendments thereto, be amended to adjust the salary, as follows, to wit:

<u>POSITION</u>	<u>EFFECTIVE</u>	<u>ANNUAL MINIMUM SALARY</u>	<u>ANNUAL MAXIMUM SALARY</u>
Police Chief 2719	11/1/92	\$75,317.25	\$75,317.25

SECTION 2. The above-listed salary for Police Chief is derived by subtracting the annual base maximum salary of the position of Police Deputy Chief from the annual base salary of the position of Police Director, dividing the difference by two and adding such quotient to the annual base maximum salary of the Police Deputy Chief position. This formula shall be re-applied whenever the annual base salary is adjusted for the positions of Deputy Police Chief and Police Director.

SECTION 3. The hereinabove noted position is to be considered in the managerial or exempt class of positions with no standard hours of work. The incumbent employed in each position shall be subject to the responsibility for the completion of assigned duties and responsibilities and shall not be entitled to overtime compensation or to any accumulation of compensatory time.

SECTION 4. All prior ordinances or parts of prior ordinances which relate to the above position title, hours of employment, number of positions, annual minimum salary and annual maximum salary therefor, which are inconsistent herewith, as hereinabove set forth, are hereby repealed.

SECTION 5. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This ordinance provides for a salary adjustment for the position title of Police Chief.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez,
Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

Temporary President Grant: The yeses are five, the noes are none and four absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

November 16, 1992

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing for Various General Improvements and appropriating \$3,889,000. therefor and authorizing the issuance of \$3,694,550. of Bonds and Notes of the City of Newark for financing said purposes set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

WHEREAS, the governing body of the City of Newark (the "City") has determined it is in the best interest of the City to undertake the improvements set forth in Section 3 of the Ordinance (the "Project"); and

WHEREAS, the City may be required to make certain disbursements for the Project prior to the City's issuance of the bonds and/or notes authorized herein, or the receipt of grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City herein finds that it is in the best interest of the public to undertake the Project as soon as is practical, and therefore the City will be required to expend funds on the Project, so that the project may be undertaken in a timely fashion; and

WHEREAS, prior to the City's issuance of bonds or notes, the City reasonably expects to incur the expenses authorized herein; and

WHEREAS, the City has determined to pay said amounts authorized herein, prior to said amount being funded by the sale of Bonds or Notes, from the Capital Improvement Fund, from the Capital Fund and/or other funds of the City; and

WHEREAS, the Project has a useful life of at least five (5) years; and

November 16, 1992

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein, and/or the grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City of Newark hereby declares that it is the intention of the Governing Body, in accordance with Treasury Regulation 1.103-18 promulgated pursuant to the Internal Revenue Code of 1986 as amended, that the Capital Fund and/or other funds of the City be reimbursed for any funds expended on the Project, as herein authorized, prior to the issuance of bonds or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bonds and/or notes.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$3,889,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$194,450 which is appropriated as the down-payment from the Capital Improvement Fund, said \$194,450 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

November 16, 1992

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,889,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$3,694,550 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$3,694,550 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$3,694,550, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is

November 16, 1992

hereby authorized to sell said notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

<u>Improvement /Acquisition</u>	<u>Project No.</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Useful- ness (years)</u>
Tree Planting City-wide	92C0	\$ 500,000	\$25,000	\$ 475,000	5
Division of Motors; Garage Design	92C1	\$ 400,000	\$20,000	\$ 380,000	40
New Fire Facility Design (Firehouse)	92C2	\$ 300,000	\$15,000	\$ 285,000	40
Energy Conservation & Security System; City Hall	90C3	\$ 250,000	\$12,500	\$ 237,500	5
PEOSHA - Planning and Execution of Compliance with Federal OSHA statute	92C4	\$ 750,000	\$37,500	\$ 712,500	5
Newark Museum/HVAC System	92C5	\$ 289,000	\$14,450	\$ 274,550	5
New Jersey Performing Arts Center Phase II	92C6	\$1,100,000	\$55,000	\$1,045,000	20
Movie Theater Phase II	92C7	\$ 150,000	\$ 7,500	\$ 142,500	20
Computer System Design & Equipment	92C8	<u>\$ 150,000</u>	<u>\$ 7,500</u>	<u>\$ 142,500</u>	5
TOTALS:		\$3,889,000	\$194,450	\$3,694,550	

Section 4. The following additional matters are hereby determined, declared, recited and stated:

November 16, 1992

(a) The purposes described in Section 3 of this Bond Ordinance are not current expenses and are property or improvements which the City may lawfully acquire or make as general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purposes is within the limitations of the Local Bond Law taking into consideration the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purposes, as set forth in Section 3 hereof, the period of usefulness is 16.1 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$3,694,550 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$2,300,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance

November 16, 1992

with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. The provisions of this Bond Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 10. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

[NWK2/040]

STATEMENT

Bond Ordinance for 1992 Capital Program.

November 16, 1992

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez,
Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Bond Ordinances 6-S & F-a, adopted January 17, 1990; 6-S & F-d, adopted June 6, 1990 and 6-S & F-b, adopted October 17, 1990, by cancelling the appropriations set forth therein, transferring monies appropriated from the Capital Improvement Fund for downpayment purposes to the Capital Improvement Fund, appropriating the sum of \$294,765. from the Capital Improvement Fund for the improvements set forth herein and amending said ordinances to reflect said amended appropriations for said improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK IN THE COUNTY OF ESSEX, NEW JERSEY (NOT LESS THAN TWO-THIRDS) OF ALL MEMBERS THEREOF CONCURRING AS FOLLOWS:

Section 1. Pursuant to the local bond law and local budget law, the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of New Jersey (hereinafter the "City") hereby determines that \$5,895,300 of capital appropriations as hereinafter set forth are no longer necessary for the purposes set forth in the ordinances authorizing said appropriations and that it is in the best interest of the City to cancel said appropriations and to return the sum of \$294,765 appropriated from the Capital Improvement Fund for said improvements to the Capital Improvement Fund for use for other capital purposes as set forth in Section 3 hereof.

Section 2. The authorizations and appropriations in the amount of \$5,895,300, for the improvements hereinafter set forth are hereby cancelled, the ordinances authorizing said appropriation are herein amended to reflect same, and the sum of \$294,765,

November 16, 1992

representing the amounts appropriated from the Capital Improvement Fund for said improvements, is hereby transferred to the Capital Improvement Fund. Said improvements for which the appropriations are cancelled are herein described as follows:

<u>Project</u>	<u>Total Appropriation Cancelled</u>	<u>Bond Authorization Cancelled</u>	<u>Capital Improvement Fund Appropriation Cancelled</u>
No. 89C5 Acquisition of Motor Vehicles (Ord. No. 6S & FA 1/17/90 & 6S & FD 6/6/90)	\$3,989,800	\$3,790,310	\$199,490
No. 90A1 Acquisition of Motor Vehicles (Ord. No. 6S & Fb 10/17/90	\$1,322,500	\$1,256,375	\$ 66,125
No. 90A2 Aerial Ladder Truck (Ord. 6S & Fb 10/17/90	\$ 583,000	\$ 553,850	\$ 29,150

Section 3. There is herein appropriated from the Capital Improvement Fund the sum of \$294,765 for the purpose or improvement hereinafter described. No bonds or notes are herein authorized; however, the City hereby finds and determines that the project or improvement set forth herein is a bondable capital improvement, for which funds from the Capital Improvement Fund may be appropriated. The purpose or improvement herein authorized is described as follows:

<u>Project</u>	<u>Capital Improvement Fund</u>	<u>Useful Life</u>
No. 92C9 Acquisition of Motor Vehicle for various City departments	\$294,765	5 years

Section 4. The capital budget of the City of Newark is hereby amended to the extent of any inconsistencies herewith. The resolution and the form promulgated by the Local Finance Board showing the full detail of the amended capital budget and capital program as approved by Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

Section 5. To the extent that any previous resolution or ordinance is inconsistent herewith or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 6. The provisions of this bond ordinance are severable. To the extent any clause, phase, sentence, paragraph or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 7. This amendatory to bond ordinance shall take effect twenty (20) days after first publication thereof after final adoption.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing a supplemental appropriation for the construction, reconstruction, and renovations to the City Archives, 295 Halsey Street, Newark, New Jersey, and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey.

WHEREAS, the governing body of the City of Newark (the "City") has determined it is in the best interest of the City to undertake the improvements set forth in Section 3 of the Ordinance (the "Project"); and

WHEREAS, the City may be required to make certain disbursements for the Project prior to the City's issuance of the bonds and/or notes authorized herein, or the receipt of grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City herein finds that it is in the best interest of the public to undertake the Project as soon as is practical, and therefore the City will be required to

expend funds on the Project, so that the project may be undertaken in a timely fashion; and

WHEREAS, prior to the City's issuance of bonds or notes, the City reasonably expects to incur the expenses authorized herein; and

WHEREAS, the City has determined to pay said amounts authorized herein, prior to said amount being funded by the sale of Bonds or Notes, from the Capital Improvement Fund, from the Capital Fund and/or other funds of the City; and

WHEREAS, the Project has a useful life of at least five (5) years; and

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein, and/or the grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City of Newark hereby declares that it is the intention of the Governing Body, in accordance with Treasury Regulation 1.103-18 promulgated pursuant to the Internal Revenue Code of 1986 as amended, that the Capital Fund and/or other funds of the City be reimbursed for any funds expended on the Project, as herein authorized, prior to the issuance of bonds or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bonds and/or notes.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$3,470,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$174,000 which is appropriated as the down-payment from the Capital Improvement Fund, said \$174,000 for said down-payment

purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,470,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$3,296,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$3,296,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$3,296,000, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from

November 16, 1992

time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

<u>Improvement /Acquisition</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
Project No. 90B-3: The construction, reconstruction, renovations of, and improvements to the City Archives, located at 295 Halsey Street, Newark, New Jersey, including architectural design, planning and furniture and fixtures, and on the third and fourth floors of City Hall, including site improvements, de- molition and renewal, carpentry and woodwork, partitions, bathroom, plumbing, painting, ceiling, kitchen & cabinets, remodeling vaults, H.V.A.C. systems, electrical wiring, fixtures and lights, carpet, tile, furniture and equipment, including computers and typewriters; all said improvements to include all costs improvements, equipment and appurtenance related thereto which improvements shall remain	\$3,470,000	\$174,000	\$3,296,000	20

November 16, 1992

dedicated to use as City
Archives by the City Clerk
and/or the City Council
or for use as the City
Clerk and/or City Council
may determine.

Section 4. The following additional matters are hereby
determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance
is not a current expense and is property or an improvement
which the City may lawfully acquire or make as a general
improvement, and no part of the cost thereof has been or shall
be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose is within the
limitations of the Local Bond Law taking into consideration
the amount of said obligations authorized for said purpose,
according to the reasonable life thereof computed from the
date of said bonds authorized by this Bond Ordinance, and for
said purpose, as set forth in Section 3 hereof, the period of
usefulness is 20 years.

(c) The Supplemental Debt Statement required by the Local
Bond Law has been duly made and filed in the office of the
City Clerk and a complete executed duplicate thereof has been
filed in the office of the Director of the Division of Local
Government Services in the Department of Community Affairs of
the State of New Jersey, and such Statement shows that the
gross debt of the City determined as provided in said Law is
increased by this Bond Ordinance by \$3,296,000 and obligations
authorized hereunder will be within all debt limitations
prescribed by said Law.

(d) Amounts not exceeding \$700,000 in the aggregate for
interest on said obligations, costs of issuing said
obligations, engineering costs, legal fees and other items
of expense listed and permitted under N.J.S.A. 40A:2-20 of the
Local Bond Law may be included as part of the costs of said

November 16, 1992

improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. The provisions of this Bond Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared invalid, illegal,

November 16, 1992

or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 10. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Temporary President Grant called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

Temporary President Grant called for ordinances on second reading and final passage.

6- S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage.

Bond ordinance providing for Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Awaiting approval of Debt Statement from Division of Local Government Services)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Debt Statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Temporary President Grant.

Absent: Council Members Rice, Tucker, Villani, President Bradley.

November 16, 1992

(Hearings of Citizens were heard after Resolutions.)

Hearings of Citizens.

- 6-HC-a.** **MS. ELSIE PILGRIM, 60 WARRINGTON PLACE, EAST ORANGE, NEW JERSEY,** addressed the Members of the Municipal Council with respect to escalating water rates in the City of Newark.
- (A lengthy discussion was held by the Members of the Municipal Council)
- President Bradley suggested that Ms. Pilgrim meet with Mr. Calvin West, Mayor's Aide, at this time to discuss her problem.
- Council Member Branch, through the Chair, directed the City Clerk to extract verbatim transcript of remarks made by Ms. Pilgrim and forward them to Mayor James and Acting Director of Water Accounting and Customer Service Whitley for their review and appropriate action where necessary.
- (Council Member Villani arrived at 7:45 P.M.)
- 6-HC-b.** **MR. JAMES VICK, 16 SHAW AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council requesting support with respect to repaving of streets and replacing curbs on Shaw Avenue. The speaker also requested a status report of 18 Shaw Avenue due to the deplorable conditions.
- President Bradley directed the City Clerk to invite Director of Engineering Zach, Director of Land Use Control and Mr. Vick to meet with the Council at a future special conference to discuss this matter further.
- 6-HC-c.** **MS. JOANNE KENDRICK, 502 SUMMER AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to crime in the North Ward.
- 6-HC-d.** **MR. CLIFTON TURNER, 168 SOUTH ORANGE AVENUE, NEWARK, NEW JERSEY,** addressed the Members of the Municipal Council with respect to Black contractors participation in the New Jersey Performing Arts Project and Sport Complex, and in other similar projects throughout the City of Newark.
- (A lengthy discussion was held by the Members of the Municipal Council)
- Council Member Branch suggested that Mr. Turner meet with Council Member Tucker, Chairman of the Affirmative Action Committee and Manager of Set-Aside Affirmative Action Division Thornes for guidance and information in this matter at a future committee meeting.
- 6-HC-e.** **MS. LOUISE P. WILLIAMS, 218 ORANGE STREET, NEWARK, NEW JERSEY.**
- 6-HC-f.** **MS. TERRIE ANN BURFORD, 220 ORANGE STREET, NEWARK, NEW JERSEY.**

June 28, 1995

Tena to correct pg. 42 of
Nov 16, 1992 minutes to include
YRID Constable appointment of Joseph
Imperial & delete Transfer of
fund for Police Dept



A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Tucker, Temporary President Grant.

Absent: Council Members Rice, Villani, President Bradley.

- 7-R-f. **Resolution ratifying and authorizing Business Administrator to enter into contract with X-Ray Diagnostic Institute P.A., 667 Mt. Prospect Avenue, Newark, New Jersey, only responsible bidder, to provide Radiological Services, for period August 1, 1992 to July 31, 1993, contract shall not exceed \$33,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Tucker, Temporary President Grant.

Absent: Council Members Rice, Villani, President Bradley.

- 7-R-g. **Resolution ratifying and authorizing Business Administrator to enter into contract with Drew Funeral Home, 605 Sanford Avenue, Newark, New Jersey 07106, lowest responsible bidder, to Provide Burial of the Indigent Dead, for period November 1, 1992 to October 31, 1993, contract shall not exceed \$150,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Tucker, Temporary President Grant.

Absent: Council Members Rice, Villani, President Bradley.

- 7-R-h. **Resolution ratifying and authorizing Business Administrator to enter into contract with Browning-Ferris Industries of South Jersey, Inc., RD4, Box 74A, Station Road, Cranbury, New Jersey 08512, lowest responsible bidder, for Transporting and Disposal of Medical Waste Services, for period September 1, 1992 to August 31, 1993, contract shall not exceed \$10,542.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Tucker, Temporary President Grant.

Absent: Council Members Rice, Villani, President Bradley.

- 7-R-i. **Resolution ratifying and authorizing Business Administrator to enter into contract with Booker & Booker Exterminating Corp., Inc., 365 Chancellor Avenue, P.O. Box 2416, Newark, New Jersey 07112, lowest responsible bidder, to Provide Exterminating Services, for period November 1, 1992 to October 31, 1993, contract shall not exceed \$30,000.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Tucker, Temporary President Grant.

Absent: Council Members Rice, Villani, President Bradley.

- 7-R-j. **Resolution ratifying and authorizing Business Administrator to enter into contract with Work Oriented Rehabilitation Institute, 15 Roseville Avenue, Newark, New Jersey 07107, to Provide Janitorial Services for Fire Headquarters (1010 18th Avenue) and Community Relations Center (44 Mt. Prospect Avenue), for period September 1, 1992 to August 31, 1993, at annual cost not to exceed \$21,000. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(n))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Tucker,
Temporary President Grant.

Absent: Council Members Rice, Villani, President Bradley.

- 7-R-k. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule "A", upon receipt of all documents deemed appropriate. (In accordance with ordinance)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by Temporary President Grant by the following votes:

Yes: Council Members Branch, Carrino, Harris, Martinez, Tucker,
Temporary President Grant.

Absent: Council Members Rice, Villani, President Bradley.

(President Bradley arrived 7:28 P.M.)

- 7-R-l. Resolution authorizing Director of Development to execute Bargain and Sale Deeds for properties sold at public auction held October 29, 1992, listed on Exhibits A and B, for sum of \$663,349., to highest bidders, pursuant to Resolution 7-R-o, adopted October 7, 1992.**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Second Meeting)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker,
President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-m. Resolution authorizing Mayor and Director of Engineering to execute Contract 92-04, Cleaning & Cement Mortar Lining Water Mains, with Spiniello Construction Co., 35 Airport Road, Morristown, New Jersey 07960, lowest responsible bid submitted, for amount of \$3,460,000.; project will be completed in 180 days after execution of contract and notice to proceed.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker,
President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-n. Resolution authorizing Director of Engineering to execute agreement with Paper Recycling Corporation, 145 Manchester Place, Newark, New Jersey, for term of one year and receive amount of \$8. per net ton for sale of old corrugated cardboard materials supplied by City for purpose of recycling. (Contract awarded without competitive bidding as permitted by State of New Jersey Mandatory Recycling and Source Separation Act of 1987 (P.L. 1987 c. 102))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker,
President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-o. Resolution authorizing Director of Engineering to apply to and accept from New Jersey Department of Environmental Protection and Energy, for grant no less than \$220,210., for 1993 Clean Communities Program Grant, to adopt model program for litter control as required by N.J.S.A. 13:1E-99.2e.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-p. Resolution ratifying action taken by Director of Engineering to secure services of La Fera Contracting Company, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with La Fera Contracting Company, 149-153 Verona Avenue, Newark, New Jersey 07104, based upon lowest responsible proposal, for emergency sewer repairs on Pacific Street between Walnut Street and New York Avenue, for total sum of \$13,500.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-q. Resolution ratifying action taken by Director of Engineering to secure services of La Fera Contracting Company, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with La Fera Contracting Company, 149-153 Verona Avenue, Newark, New Jersey 07104, based upon lowest responsible proposal, for emergency sewer repair on Heller Parkway and North 6th Street, for lump sum of \$11,000.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-r. Resolution ratifying action taken by Director of Engineering to secure services of Scafar Contracting, Inc., pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Scafar Contracting, Inc., 225 Pacific Street, Newark, New Jersey 07114, based upon lowest responsible proposal, for emergency sewer repair on Broad Street, between Oriental Street and Third Avenue, for total amount of \$18,000.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-s. Resolution ratifying action taken by Director of Engineering to secure services of Detail Associates, pursuant to N.J.S.A. 40A:11-6; further authorizing Director of Engineering to execute contract with Detail Associates, 300 Grand Avenue, Englewood, New Jersey 07631, based upon lowest responsible proposal, for emergency asbestos removal from the Boylan Street Pool Filter Room, for lump sum of \$1,125.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-t. Resolution authorizing Tax Collector to assess lien in amount of \$1,270.33 on property known as 165 Vermont Avenue, Block 4046, Lot 5; pursuant to N.J.S.A. 40:48-2.13, et seq. (Clean and Lien Program).**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-u.

Resolution ratifying and authorizing Business Administrator to enter into contract with RMS Technologies, Inc., 1400 McCormick Drive, Landover, Maryland 20785-5313, to Provide Program Designs City Wide Imaging and Optical Storage System, Fleet Management and Use Control Systems (Data Processing Department), for period August 1, 1992 through June 30, 1993, for amount not to exceed \$227,850. (Contract awarded without competitive bidding as an Extraordinary, Unspecifiable Service, pursuant to N.J.A.C. 5:34-2.1 et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Tucker, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-v.

Resolution authorizing Director of Finance to issue checks in amount of \$20,000., payable to Salvatore Galvano, 332 Big Piece Road, Fairfield, New Jersey; \$4,850. to Irwin R. Rein, Attorney, 59 Main Street, West Orange, New Jersey 07052; \$150. to Dr. Herbert Silberner, 2130 Millburn Avenue, Maplewood, New Jersey 07040, upon receipt of all documents deemed necessary by Corporation Counsel; instituted suit in Division of Workers Compensation at Essex County, seeking award for personal injuries allegedly sustained as result of work related accident that occurred at police training academy.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-w.

Resolution authorizing Director of Finance to issue check in amount of \$10,000., payable to 208 Sherman Ave., Inc., c/o George Jones, 878 South 19th St., Newark, New Jersey, for retirement of Plenary Retail Consumption License No. 0714-33-111-002, for premises located at 208 Sherman Avenue, Newark, New Jersey; said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-x.

Resolution authorizing Director of Finance to issue check in amount of \$10,000., payable to Ted's Bar & Grill Inc., c/o Rae J. Purdie, 2 Van Winkle St., Bloomfield, New Jersey, 07003, for retirement of Plenary Retail Consumption License No. 0714-33-742-003, for premises located at 618 Broadway, Newark, New Jersey; said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-y. Resolution authorizing Director of Finance to issue check in amount of \$20,000., payable to Pauline Waters, 488 Berkeley Ave., Orange, New Jersey, for retirement of Plenary Retail Consumption License No. 0714-33-801-001, for premises located at 713 19th Ave., Newark, New Jersey; said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-z. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown herein, totalling \$5,606.10, for overpayments carried on books and records of Tax Collector by reason of Cash Overpayments for years 1989, 1990, 1991 and 1992.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-ba. Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties in amount of \$2,534.40 on property 42 -9th Avenue, which City of Newark foreclosed by way of in rem foreclosure and subsequently transferred to Maria E. Pedro and Teresa Baugh.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bb. Resolution authorizing City Treasurer to refund twenty dollars (\$20.) to C.J. Chrobot, Fleming Avenue/Brill Street/Christie Street Neighborhood Committee, in connection with an appeal which was not heard by the Newark Municipal Council.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bc. Resolution authorizing Director of Finance to issue check in amount of \$753.42 to Michael Harrison, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 136 Stuyvesant Avenue, Block 4067, Lot 26; further authorizing Director of Finance to issue check in amount of \$2,196.58 to the Division of Property Management, for repair and maintenance costs.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-bd.

Resolution authorizing Director of Finance to issue check in amount of \$610.20 to Osman Ali, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 500-502 Avon Avenue, Block 2642, Lot 52; further authorizing Director of Finance to issue check in amount of \$3,440.56 to the Division of Property Management, for repair and maintenance costs; further authorizing Director of Finance to issue check in amount of \$3,153.24 to Division of Revenue Collections as partial payment of taxes due and owing.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-be.

Resolution authorizing Director of Finance to issue check in amount of \$1,052.48 to Fernando Andrews c/o Maire Davis, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 196 Shephard Avenue, Block 3664, Lot 41; further authorizing Director of Finance to issue check in amount of \$2,061.01 to Division of Property Management, for repair and maintenance costs.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-bf.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Mustard Seed Child Development Center, to continue day care services, for period June 1, 1992 to May 31, 1993, contract shall not exceed \$27,368., funds provided by HCDA, Year XVIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-bg.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Babyland Nursery, to continue day care services, for period June 1, 1992 to May 31, 1993, contract shall not exceed \$92,007., funds provided by HCDA, Year XVIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-bh.

Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with St. Ann's Day Care Center, to continue day care services, for period June 1, 1992 to May 31, 1993, contract shall not exceed \$68,251., funds provided by HCDA, Year XVIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bi. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Vailsburg Child Development Center, to continue day care services, for period May 1, 1992 to April 30, 1993, contract shall not exceed \$29,000., funds provided by HCDA, Year XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bj. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with North Ward Child Development Center, to continue day care services, for period June 1, 1992 to May 31, 1993, contract shall not exceed \$38,481., funds provided by HCDA, Year XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bk. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds in amount of \$1,020,000., enter into and execute contract with New Jersey State Department of Health, to continue implementing the Women, Infants, and Children's Supplemental Feeding Program (WIC), for period October 1, 1992 to September 30, 1993. (\$1,020,000.-New Jersey Department of Health; \$196,049.-in kind City match (non-cash), totalling \$1,216,049.)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bl. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Greater Newark Conservancy, to continue providing high quality neighborhood improvement and beautification services to its low and moderate income residents, for period May 1, 1992 to April 30, 1993, contract shall not exceed \$27,000., funds provided by HCDA XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bm. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with The Apostles' House, Inc., to continue providing social services to homeless families residing in Newark, for period May 1, 1992 to April 30, 1993, contract shall not exceed \$50,000., funds provided by HCDA XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bn. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Salvation Army Ironbound Boys', Girls' Clubs Senior Citizen Center, to continue providing senior transportation, health and social services to senior citizen residents, for period May 1, 1992 to April 30, 1993, contract shall not exceed \$25,000., funds provided by HCDA XVIII.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.
 Absent: Council Members Rice, Villani.
- 7-R-bo. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Newark Literacy Campaign, to continue providing high quality literacy tutoring services to its residents, for period May 1, 1992 to April 30, 1993, contract shall not exceed \$45,000., funds provided by HCDA XVIII.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.
 Absent: Council Members Rice, Villani.
- 7-R-bp. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Unified Vailsburg Service Organization, to continue providing senior citizen transportation services, for period May 1, 1992 to April 30, 1993, contract shall not exceed \$38,000., funds provided by HCDA XVIII.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to defer action on the resolution, further directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory and Executive Director of Unified Vailsburg Service Organization Farley to meet with the Council at its pre-meeting conference December 3, 1992 was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.
 Absent: Council Members Rice, Villani.
- 7-R-bq. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with American Rescue Workers, to continue providing services to the homeless, for period May 1, 1992 to April 30, 1993, contract shall not exceed \$25,000.; funds provided by HCDA XVIII.**
 (Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.
 Absent: Council Members Rice, Villani.
- 7-R-br. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Charles Scammel, to prepare a "Request for Application" (RFA) document for distribution, review and selection of services providers under the '92 Ryan White HIV grant award to the Newark EMA, for period March 15, 1992 to September 14, 1992, in amount of \$10,800., funds provided by United States Department of Public Health HIV Emergency Relief Grant. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-(5)(1)(a)(ii))**
 (Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bs. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Newark Jazz Festival, Inc., to provide quality jazz programming for its residents, for period November 1, 1992 to November 30, 1992, in amount of \$40,000., funds provided by HCDA, XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bt. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Link Community School, to continue providing educational services to Newark's youth, for period September 1, 1992 to June 30, 1993, in amount of \$50,000., funds provided by HCDA, XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bu. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Chad School, to continue providing educational support services, for period September 1, 1992 to June 30, 1993, in amount of \$50,000., funds provided by HCDA, XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bv. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept grant from Johnson & Johnson Mother and Child Health Program Award through a grant from Tri-State United Way's Critical Needs Fund in amount of \$25,000., to provide WIC activities to residents of City of Newark and program's service area, for period July 1, 1992 to June 30, 1993.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bw. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Tyrone Y. Yap Eng Ching, M.D., for provision of medical services to homeless individuals and families and to provide On-Call Emergency Medical Care coverage at fourteen shelter sites and two soup kitchens from 8:00 P. M. to 8:00 A.M. daily, weekends and holidays, for period November 1, 1992 to October 31, 1993, in amount of \$35,850., funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bx. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Edward Blot, M.D., for provision of medical services to homeless individuals and families and to provide On Call Emergency Medical Care coverage at fourteen shelter sites and two soup kitchens from 8:00 P. M. to 8:00 A. M. daily, weekends and holidays, for period November 1, 1992 to October 31, 1993, in amount of \$29,850., funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-by. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Vera McClendon, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1992 to October 31, 1993, in amount of \$5,988.42, funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-bz. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Marilyn Hines, Lactation Educator, for provision of breastfeeding services to WIC women, for period April 1, 1992 to September 30, 1992, in amount \$12,720., funds provided by New Jersey State Department of Health. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-ca. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Sabriyyah Muslima, Breastfeeding Peer Counselor, for provision of breastfeeding services to WIC pregnant and breastfeeding women, for period May 1, 1992 to September 30, 1992, in amount of \$2,560., funds provided by New Jersey State Department of Health. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. because the services performed are under the threshold amount of \$10,300.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-cb. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Charlotte White, Breastfeeding Peer Counselor, for provision of breastfeeding services to WIC pregnant and breastfeeding women, for period May 1, 1992 to September 30, 1992, in amount of \$3,320., funds provided by New Jersey State Department of Health. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. because the services performed are under the threshold amount of \$10,300.)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-cc. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Ange Noonan, Breastfeeding Peer Counselor, for provision of breastfeeding services to WIC pregnant and breastfeeding women, for period May 1, 1992 to September 30, 1992, in amount of \$320., funds provided by New Jersey State Department of Health. (Contract awarded without competitive bidding pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. because the services performed are under the threshold amount of \$10,300.)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-cd. Resolution ratifying and authorizing Mayor and Director of Mayor's Office of Employment and Training and the Newark Private Industry Council to enter into and execute contract with Lincoln Technical Institute, lowest responsible quote received, for Air Conditioning/Refrigeration, Heating Systems, Auto Mechanics, Diesel Mechanics Training Program, Number PY 2-031-02, for 8 participants during one cycle, four adults and four youth, for period October 14, 1992 to June 30, 1993, contract shall not exceed \$48,910., source of funds - New Jersey Department of Labor, Employment and Training Administration, Title 11A Adults and 11A Youth.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-ce. Resolution ratifying and authorizing Mayor and Police Director to file application in amount of \$400,000. to New Jersey Department of Law and Public Safety for FY 1992; further, authorizing Mayor and Police Director to execute Multi-Jurisdictional Narcotics Task Force Sub-Grant, to continue police presence at Seth Boyden Housing Complex through a comprehensive program of foot patrol coverage, known as the "Drug-Free Housing Task Force", City's participation shall be in-kind services.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-cf. Resolution appointing Willie Powell, special police officer, for term commencing immediately and ending December 31, 1992.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-cg. Resolution authorizing Tax Assessor to cancel assessment and taxes on the new building addition to 117-119 Fleming Avenue, Block 2476, Lot 6, for full year of 1989, 1990, 1991 and 1992, \$7,285.38 for 1989, \$8,053.26, for 1990, \$9,461.04 for 1991 and \$9,939.78 for 1992 along with any penalties and interests.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-ch. Resolution granting tax exemption on improvement on property known as 976-990 Bergen Street, Block 3656, Lots 8-13, owned by 976 Bergen Street Associates, L.P., for period beginning January 1, 1993 and terminating December 31, 1997; pursuant to Revised Ordinances of City of Newark, New Jersey, 10:11-1 et seq., as amended and supplemented.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-ci. Resolution designating reserved parking area for handicapped motorists on Prospect Street, west side, beginning 658 feet south of the southerly curblin of Ferry Street and extending 25 feet southerly therefrom, for period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-cj. Resolution designating reserved parking area for handicapped motorists on Hinsdale Place, north side, beginning 204 feet west of the westerly side line of Chester Avenue and extending 20 feet westerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-ck. Resolution designating reserved parking area for handicapped motorists on Foundry Street, westside, beginning 231 feet south of the southerly curblin of Raymond Boulevard and extending 25 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.**
(Copy of resolution and correspondence submitted to each Member of the Council)

November 16, 1992

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-cl.** Resolution designating reserved parking area for handicapped motorists on South 13th Street, eastside, beginning 171 feet south of the southerly curblin of Woodland Avenue and extending 22 feet southerly therefrom, for a period one year; pursuant to N.J.S.A. 39:4-8. (South Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-cm.** Resolution designating reserved parking area for handicapped motorists on Oraton Street, eastside, beginning 213 feet north of the northerly curblin of Hinsdale Place and extending 22 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-cn.** Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Women's, Infants and Children Supplemental Food Program, \$1,020,000.; item available from New Jersey State Department of Health, Division of Local and Community Services.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-R-co.** Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Special Supplemental Food Program for Infants and Children (W.I.C. Immunization Initiative), \$25,000.; item available from Johnson & Johnson Mother & Child Health Program through a grant from Tri-State United Way's Critical Needs Fund.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-cp.

Resolution amending Resolution 7-R-c, March 4, 1992 "contract with Newark Watershed Conservation and Development Corporation, to manage, plan and provide for conservation and development of the Watershed properties of the City of Newark in Morris, Passaic and Sussex Counties, for period January 1, 1992 to December 31, 1992. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii)), by funding an additional \$325,000., totalling \$575,000. to said Corporation's budget, said funds will come from Water Accounting Budget; all other provisions shall remain unchanged. (Amended contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution, further directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory and Executive Director of Newark Watershed Development Corporation Smith to meet with the Council at its pre-meeting conference December 3, 1992 was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-cq-1.

Resolution recognizing and commending the Newark Chessmates.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-cq-2.

Resolution recognizing and commending Mr. Vincent Herbert.

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes: Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-cq-3.

Resolution recognizing and commending Ms. Maria de Lurdes Breu, Mayor of Estarreja-Portugal.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-cq-4.

Resolution recognizing and commending The Ironbound Little League on its forty-third anniversary.

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-cq-5.

Resolution recognizing and commending Ms. Joyce Simmons-Nichols.

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-cq-6. Resolution recognizing and commending Mr. Louis R. Giordano, Principal, McKinley School on the occasion of his retirement.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-cr. Resolution posthumously recognizing and commending the late Louis W. Grant, former member of the Newark Police Department, for his outstanding contributions to the City of Newark and for his many years of dedication as a husband, father and community leader.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-cs-1. Resolution recognizing and commending New Hope Baptist Church. (A.S.)

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-cs-2. Resolution recognizing and commending Yhashoda Welcome, 12th Grade Student (A.S.) at Weequahic High School, on the occasion of receiving the Freedom Foundation in Valley Forge, Pennsylvania prestigious "George Washington Honor Medal" for her award winning essay entitled "A Tale of Two Cities, Berbice, Guyana and Newark, New Jersey".

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-R-cs-3. Resolution recognizing and commending the Coaches, Players and Cheerleaders (A.S.) from the Newark Pop Warner Football League who were selected to participate in the Twin City Classic Bowl and Cheerleading Contest in Winston-Salem, North Carolina, held November 27-28, 1992.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

**7-R-ct. Resolution calling for a moratorium on all Street Dedications for ceremonial
(A.S.) and honorary purposes within the City of Newark.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

**7-R-cu. Resolution approving constable bond in the amount of \$1,000. issued to Carlos
(A.S.) Lopez, as to form amount and sufficiency.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

Motions

7-M-a. A MOTION COMMENDING THE STATE LEGISLATURE IN FORMING A NEW, 21-MEMBER STATE PANEL, THE STATE COMMISSION ON RACISM, RACIAL VIOLENCE AND RELIGIOUS VIOLENCE; FURTHER, COMMENDING CHAIRWOMAN ANNIE ALLEN was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-b. A MOTION URGING GOVERNOR FLORIO TO SIGN INTO LAW A BIPARTISAN LEGISLATIVE MEASURE, PASSED BY THE SENATE AND ASSEMBLY, WHICH WOULD MAKE 'STALKING' A CRIME UP TO 3 TO 5 YEARS IMPRISONMENT AND A \$7,500. FINE was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-c. A MOTION THAT THE UNITED STATES SUPREME COURT REVIEW AND REVERSE ITS NOVEMBER 9TH DECISION TO LET STAND AN EARLIER FEDERAL APPEALS COURT MANDATE DENYING FULL HEALTH INSURANCE COVERAGE TO EMPLOYEES (INCLUDING THOSE WHO CONTRACT SERIOUS ILLNESSES AND AIDS) was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-d. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MISS JOANNE BLACK OF NEWARK, A TEACHER AT THE LINCOLN ELEMENTARY SCHOOL was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-e.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. BERNICE WALKER OF NEWARK, A RETIRED NEWARK ELEMENTARY SCHOOL TEACHER was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-f.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JOSEPH T. SMITH OF BELLEVILLE, A RETIRED NEWARK POLICEMAN was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-g.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ROSE M. HALL OF NEWARK was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-h.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILFREDO TURULL OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-i.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. OSSIE L. LAWRENCE OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-j.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY F. GIACHETTI OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-k.

A MOTION REQUESTING THAT THE MAYOR'S CONVENTION CENTER TASK FORCE ASCERTAIN THAT THE COUNCIL'S MANDATE RELATING TO MINORITY EMPLOYMENT AND CONTRACT OPPORTUNITIES IS ADHERED TO IN ACCORDANCE WITH THE CITY'S AFFIRMATIVE ACTION PROGRAM was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

- 7-M-1. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GEORGE H. FREDETTE OF STROUDSBURG, PA., A RETIRED NEWARK FIREMAN** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.
Absent: Council Members Rice, Villani.
- 7-M-m. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ESTHER DORFMAN OF WEST ORANGE, FORMER TREASURER OF HAWTHORNE AVENUE SCHOOL P.T.A.** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.
Absent: Council Members Rice, Villani.
- 7-M-n. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. MARY SPINA KARVER OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.
Absent: Council Members Rice, Villani.
- 7-M-o. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES BENNETT OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.
Absent: Council Members Rice, Villani.
- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. JANIE CURVIN HUNTER OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.
Absent: Council Members Rice, Villani.
- 7-M-q. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. MCKINLEY STOVER OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.
Absent: Council Members Rice, Villani.
- 7-M-r. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM A. CORDASCO OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.
Absent: Council Members Rice, Villani.

7-M-s.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. JOANNE BLACK, ELEMENTARY SCHOOL TEACHER WITHIN THE NEWARK PUBLIC SCHOOL SYSTEM was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-t.

A MOTION REQUESTING THAT THE ADMINISTRATION THROUGH THE DEPARTMENT OF WATER ACCOUNTING AND CUSTOMER SERVICE CONDUCT RESEARCH INCLUDING COMPARISONS OF PRIOR AND CURRENT RESIDENTIAL CONSUMER WATER BILLINGS TO DETERMINE THE CAUSES OF THE ASTRONOMICAL DIFFERENCES BETWEEN BILLING PERIODS; FURTHER REQUESTING THAT NEWARK PROPERTY OWNERS BE INFORMED ACCORDINGLY was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-u.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. LUCY PERNA was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-v.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. ALPHONSO DA CUNZO was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-w.

A MOTION STRONGLY URGING THE NEW JERSEY LEGISLATURE TO INCREASE STATE APPROPRIATIONS TO THE NEW JERSEY DEPARTMENT OF HEALTH IN ORDER TO ENSURE ADEQUATE FUNDING FOR THE TREATMENT AND PREVENTION OF TUBERCULOSIS was made by Council Member Villani, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-x.

A MOTION EXPRESSING SUPPORT TO THE FAMILY, RELATIVES AND FRIENDS OF ISABEL SIMOES WHO HAS BEEN MISSING SINCE FRIDAY was made by Council Member Martinez, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

November 16, 1992

7-M-y.

A MOTION COMMENDING DR. BARBARA JUSTICE FOR HER DEVOTED EFFORTS TO DEVELOP A CURE FOR THE HIV VIRUS (AIDS) AS WELL AS FOR HER GREAT LEADERSHIP IN HELPING TO EDUCATE THE PUBLIC ABOUT PREVENTIVE MEASURES REGARDING THE AIDS EPIDEMIC was made by Council Member Harris, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-z.

A MOTION COMMENDING MS. SARA BUCHANON, RESIDENT OF EAST ORANGE, NEW JERSEY, FOR HER UNSELFISH ACT OF BRAVERY AND VALOR EN ROUTE TO SAVING THE LIVES OF A HANDICAPPED WOMAN AND HER THREE CHILDREN, WHOSE APARTMENT WAS ENGULFED IN FLAMES was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-ba.

A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION COMMENDING BARBARA J. MC SWEENEY, PRESIDENT, SHAW UNIVERSITY NATIONAL ALUMNI ASSOCIATION was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-bb.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR GRANT AND POLICE DIRECTOR CELESTER TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE POSSIBLE FORMATION OF A FIFTH PRECINCT was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-bc.

A MOTION RESPECTFULLY REQUESTING THAT THE MAYOR CONVENE ANOTHER MEETING WITH THE PROSECUTOR'S OFFICE, THE BOARD OF EDUCATION, THE HOUSING AUTHORITY AND OTHER INTERESTED PARTIES TO DISCUSS THE RESULTS OF THE RECOMMENDATIONS DISCUSSED AT THE PREVIOUS MEETING CONDUCTED ON THE STOLEN CAR SITUATION IN THE CITY OF NEWARK was made by Council Member Branch seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-bd.

A MOTION DIRECTING THE CITY CLERK TO INVITE BUSINESS ADMINISTRATOR GRANT AND POLICE DIRECTOR CELESTER TO MEET WITH THE COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS THE POSSIBLE FORMATION OF A MINI PRECINCT IN THE UPPER CLINTON HILL AREA, MAINLY CLINTON AVENUE AND AVON AVENUE was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-be.

A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. BETTY PERRY was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

7-M-bf.

A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MS. MANIE BRANCH was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, President Bradley.

Absent: Council Members Rice, Villani.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

8-a.

The City Clerk presented Communication from Business Administrator Grant, received November 6, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Coordinator, Financial Research in the Department of Finance)."

(Coordinator, Financial	1	1/1/92	\$42,515.43 - \$51,298.25
Research	1/1/93		44,216.05 - 53,350.18
(35 Hours)	1/1/94		45,984.69 - 55,484.19)

(Instituting title in Department of Finance to support reorganization plan. Funds are available in department's 1992 budget. Old title is common title. No increase in head count. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

8-b.

The City Clerk presented Communication from Business Administrator Grant, received November 6, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Director of Licenses in the Department of Finance)."

(Director of Licenses 1	1/1/92	\$39,015.70 - \$47,043.66
(35 Hours)	1/1/93	40,576.33 - 48,925.41
	1/1/94	42,199.38 - 50,882.43

(Instituting title in Department of Finance which more appropriately describes duties and responsibilities of employee. Annual fiscal impact-\$2,100. Old title is common title. No increase in head count. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

8-c.

The City Clerk presented Communication from Business Administrator Grant, received November 6, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Assistant Director of Finance in the Department of Finance)."

(Assistant Director 1	1/1/92	\$53,835.00 - \$65,308.00
of Finance)		

(Instituting new title in Department of Finance, necessary to support reorganization plan in department. Funds are available in 1992 budget. Not represented by any bargaining unit. Head count in department will increase by one.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

8-d.

The City Clerk presented Communication from Business Administrator Grant, received November 6, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of Fire and establishing salaries therefor,' (6-S & F-I) adopted May 4, 1977, as amended and supplemented (To institute the title of Communications Operator in the Department of Fire)."

(Communications 1	1/1/92	\$27,853.06 - \$33,472.85
Operator	1/1/93	28,967.18 - 34,811.76
(40 Hours)	1/1/94	30,125.87 - 36,204.23

(Instituting title in Department of Fire. Under arbitration award. Will result in a cost savings to City. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled December 3, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

8-e.

The City Clerk presented Communication from Business Administrator Grant, received November 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To Institute the title of Assistant Chief Financial Officer in the Department of Finance)."

(Assistant Chief

Financial Officer 1 1/1/92 \$53,835.00 - \$65,308.00)

(Creating title in Department of Finance necessary to support reorganization plan in department. Funds are available in department's 1992 budget. Not represented by any bargaining unit. Department head count will increase by one.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

8-f.

The City Clerk presented Communication from Business Administrator Grant, received November 6, 1992, enclosing proposed, "Ordinance amending Title 15, Housing, Chapter 12, Securing Vacant Buildings, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending Sections 15:12-2 and 15:12-5, to permit demolition where property is vacant and abandoned for two (2) years or declared unfit after six (6) months)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the rescheduled December 3, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

8-g.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 10, 1992, appointing, subject to confirmation, Mr. Billy Joe Curry, 732 South 15th Street, Newark, New Jersey, as a Member of the Affirmative Action Review Council, for term commencing January 1, 1993 and expiring January 1, 1996.

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the communication was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

8-h.

The City Clerk presented Communication from His Honor, Mayor Sharpe James, received November 10, 1992, appointing, subject to confirmation, Mr. Daniel Sedares, 371 Lake Street, #303, Newark, New Jersey, as a Member of the Affirmative Action Review Council, for term commencing January 1, 1993 and expiring January 1, 1996.

(Copy of communication submitted to each Member of the Council)

A motion to defer action on the communication was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

8-i.
(A.S.)

Proposed, "Ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Licenses for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of pay phones on the City of Newark's sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the public's use of the streets and sidewalks."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-g (A.S.), on page 6 in the minutes of this meeting.)

8-j.
(A.S.)

Proposed, "Ordinance to amend Title 17, Chapter 2, Section 4, Curfew of Minors of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to establish standards for the enforcement of a curfew ordinance."

(Copy of ordinance submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-h (A.S.), on pages 6 & 7 in the minutes of this meeting.)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To institute the title of Affirmative Action Officer and to abolish the title of Manager, Office of Affirmative Action on the Office of the Mayor)."

(Affirmative Action 1 1/1/90 \$38,756.00 - \$47,108.00 Officer)

(Instituting position title and abolishing old in the Office of the Mayor which replaces a non-standard title with a new Jersey State Department of Personnel approved title. No salary change. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 9-b. **Communication from Business Administrator Grant, received October 15, 1992, enclosing proposed, "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, rescinding North 11th Street as a One-Way Street."**

(North Ward)
(Deleting:
North 11th Street
Southbound, from Togo Place to Park Avenue)
(Copy of ordinance and correspondence submitted to each Member of the Council)
(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from April 28, 1992 to May 12, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Rosary Confraternity of St. Rose of Lima Church	10765
Saint Michael's Merry-makers	10772

RAFFLE LICENSE

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Saint Bridget's Church	10664
Shamrock Friendship Club of Saint Patrick's Pro-Cathedral	10770
Saint Benedict's Prep	10771
Boys' and Girls' Clubs of Newark, Inc.	10773
Sport Clube Portugues, Inc.	10774
American Diabetes Association	10775
Saint James R.C. Church	10776

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

November 16, 1992

- 11-b. Application for Street Dedication for ceremonial purposes were approved by President Bradley in accordance with Ordinance 6-S & F-e, January 22, 1992:

None.

ADJOURNMENT.

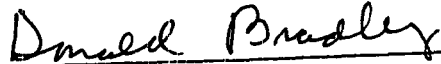
- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, Tucker, President Bradley.
Absent: Council Member Rice.

This meeting adjourned at 9:35 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, November 24, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey.

President Bradley called the meeting to order at 2:00 P. M. and asked for roll call.

Present: Council Members Carrino, Grant, Harris, Martinez, Rice,
President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council.
Absent: Council Members Branch, Tucker, Villani.

City Clerk Marasco read letter dated November 18, 1992, from His Honor, Mayor Sharpe James, calling a special meeting of the Municipal Council for Tuesday, November 24, 1992, at 10:00 A. M., or as soon thereafter as practical in the Council Conference Room, Room 304/Council Chamber, City Hall, Newark, New Jersey, to consider the following legislation:

**Resolution authorizing the transfer of funds for various
Departments within the City's Operating Budget.**

City Clerk Marasco further read letter dated November 19, 1992, from His Honor, Mayor Sharpe James, requesting the following legislation be added to the call of the special meeting of the Municipal Council for Tuesday, November 24, 1992, at 10:00 A. M., or as soon thereafter as practical in the Council Conference Room, Room 304/Council Chamber, City Hall, Newark, New Jersey:

**Resolution expressing official intent to seek reimbursement
for bond proceeds from the Essex County Improvement Authority
for housing transactions.**

**Resolution authorizing settlement of City of Newark v. One
Grumman Towers Urban Renewal, Inc.**

**Ordinance authorizing the Director of the Department of
Development to acquire privately owned properties within
the University Heights Redevelopment Area Site "C", or in
the alternative, authorizing the Corporation Counsel to
institute condemnation proceedings against all property
owners that refuse to accept the City's offer; pursuant
to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.
(Please waive communication and present on first reading)**

City Clerk Marasco further read letter dated November 20, 1992, from His Honor, Mayor Sharpe James, requesting the following legislation be added to the call of the special meeting of the Municipal Council for Tuesday, November 24, 1992, at 10:00 A. M., or as soon thereafter as practical in the Council Conference Room, Room 304/Council Chamber, City Hall, Newark, New Jersey:

Resolution: Water/Sewer Discount

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notices of this meeting has been provided by notifying by mail the Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991 the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notices of this meeting were similarly disseminated on November 18, 1992, November 19, 1992 and November 20, 1992, at the time of their receipt. All persons who prepaid for advance notice of meetings also received copies of the notices as required by law."

RESOLUTIONS.

7-R-a. (S)

Resolution authorizing City of Newark to make payment of a sum to certain defendant(s), Grumman Towers Urban Renewal Corp., et seq., said sum representing the cost for improvements made by defendant(s) for property known as 823-829 Elizabeth Avenue, Block 3685, Lot 8. (City of Newark instituted litigation against Grumman Towers Urban Renewal Corp., et seq., in Superior Court of New Jersey, seeking to enforce the forfeiture provisions of Contract for Sale with City of Newark for property known as 823-829 Elizabeth Avenue and to institute foreclosure proceedings) (\$300,000.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice,
President Bradley.

Absent: Council Members Branch, Tucker, Villani.

7-R-b. (S)

Resolution of the City of Newark amending Resolution 7-R-cc (A.S.) adopted May 20, 1992, expressing its official intent to seek reimbursement for certain expenses from portions of the proceeds of the City's General Obligation Lease Revenue Bonds, Series 1992 to be issued by the Essex County Improvement Authority on behalf of the City of Newark, to be issued to fund the financing of certain acquisitions and relocation costs associated with Redevelopment Projects to be undertaken by and on behalf of the City of Newark, County of Essex, New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Rice, President Bradley.

Not Voting: Council Member Martinez.

Absent: Council Members Branch, Tucker, Villani.

7-R-c. (S)

Resolution authorizing transfer of funds from various Departments and Agencies to various Departments and Agencies, totalling \$337,797.; pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice,
President Bradley.

Absent: Council Members Branch, Tucker, Villani.

7-R-d. (S)

Resolution authorizing Director of Finance to implement "Prompt Payment Discount Plan" (Water/Sewer-10% discount if the bill is paid promptly and in full) for period beginning December 1, 1992 and ending December 31, 1992. (Exceptions: previously established payment plans; any outstanding balance presently due City, based on another revenue obligation, i.e. Real Estate Taxes or Liens, Traffic Violations, Payroll Taxes, etc. and Wholesale Accounts (Water for Resale))

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice,
President Bradley.

Absent: Council Members Branch, Tucker, Villani.

November 24, 1992

Communications.

8-a. (S)

The City Clerk presented Communication from Business Administrator Grant, received November 23, 1992, enclosing proposed "Ordinance authorizing the Director of the Department of Development to acquire privately owned properties within the University Heights Redevelopment Area, Site "C" more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 3, 1992 agenda of the Municipal Council on first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice,
President Bradley.

Absent: Council Members Branch, Tucker, Villani.

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice,
President Bradley.

Absent: Council Members Branch, Tucker, Villani.

..... This meeting adjourned at 2:22 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

C

C

C

Newark, New Jersey, December 3, 1992

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 1:58 P.M.

The audience rose for the National Anthem.

The invocation was offered by Reverend John Teabout, Good Neighborhood Baptist Church.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley; City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Melvin Simons, Public Relations Consultant Lois Redisch, Lieutenant Joseph Pandolphi and Detective Joseph Towe, Sergeants-at-Arms.
Absent: Council Member Rice.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail The Star Ledger and the Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on November 30, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a.** The City Clerk presented **Copy of Report on Supplementary Schedules of Federal and State Financial Assistance Programs Not Part of Report on General Purpose Financial Statements, for period ending December 31, 1986, submitted by Samuel Klein and Company, External Auditors.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 4-b.** The City Clerk presented **Copy of Minutes of Meeting of Alcoholic Beverage Control, held September 14, September 21, October 19, and October 26, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

December 3, 1992

- 4-c. The City Clerk presented **Copy of Minutes of Meeting of Housing Authority of City of Newark, held September 17, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 4-d. The City Clerk presented **Copy of Minutes of Special Meeting of Housing Authority of City of Newark, held September 28, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 4-e. The City Clerk presented **Copy of Minutes of Meeting of Joint Meeting Maintenance, held October 15, 1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 4-f. The City Clerk presented **Copy of Report on Supplementary Schedules of Federal and State Financial Assistance Programs Not Part of Report on General Purpose Financial Statements, for period ending December 31, 1990, submitted by Samuel Klein and Company, External Auditors.**
(Copy submitted to each Member of the Council)

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

ORDINANCES AND HEARINGS OF CITIZENS.

ORDINANCES ON FIRST READING.

President Bradley called for ordinances on first reading.

- 6-F-a. The City Clerk read **An ordinance to create a "Water/Sewerage Utility" in the City of Newark, in the County of Essex, State of New Jersey, and to authorize rules and regulations to carry out the objective and purposes thereof.**
(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

December 3, 1992

6-F-b.

The City Clerk read An ordinance establishing with the Office of the Mayor and in Chapter 2 of the Revised Ordinance of the City of Newark a Water and Sewer Commission.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

A motion to consider Item 8-k ((A.S.) on Ordinances on First Reading was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

**6-F-b-1.
(A.S.)**

The City Clerk presented An ordinance repealing Section 6 of Ordinance 6-S & F-p adopted September 25, 1990, thereby prohibiting the automatic pass-through of any increased water/sewer costs incurred to comply with any Federal or State Laws and Regulations.

A motion to adopt the ordinance on first reading was made by Council Member Tucker, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 16, 1992.

6-F-c.

The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Dickerson Street as a through street.

(Central Ward)

(Dickerson Street, between Roseville Avenue and First Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Rice.

December 3, 1992

6-F-d.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Fire and establishing salaries therefor," (6-S & F-I) adopted May 4, 1977, as amended and supplemented (To institute the title of Communications Operator in the Department of Fire).

(Communications	1	1/1/92	\$27,853.06 - \$33,472.85
Operator		1/1/93	28,967.18 - 34,811.76
(40 Hours)		1/1/94	30,125.87 - 36,204.23)

(Instituting title in Department of Fire. Under arbitration award.

Will result in a cost savings to City. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Rice,

President Bradley: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 16, 1992.

6-F-e.

The City Clerk read An ordinance amending Title 15, Housing, Chapter 12, Securing Vacant Buildings, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending Sections 15:12-2 and 15:12-5, to permit demolition where property is vacant and abandoned for two (2) years or declared unfit after six (6) months).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Rice.

President Bradley: The yeses are seven, the noes are none, one absent during roll call and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 16, 1992.

December 3, 1992

6-F-f.

The City Clerk read An ordinance authorizing the Director of the Department of Development to acquire privately owned properties within the University Heights Redevelopment Area, Site "C" more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 16, 1992.

A motion to consider Item 8-f (A.S.) on Ordinances on First Reading was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

**6-F-g.
(A.S.)**

The City Clerk read An ordinance approving the sale of numerous properties located on Tax Blocks 283, 284, 285, 287, 288, 324, 326, 327, 329, 330, 333, 335, 336, 337, 2660, 2661, 2662, 2664, 2665, 2666, 2677, 2678, 2679, 2680, 2681, 2683, 2685, 2688, 2689, 2690, 2692, 2693, 2697, 2703, 2785, and 2792 in the City of Newark to the Housing Authority of the City of Newark, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

(Various properties located in South, Central, East and North Wards, \$1000. per lot, for development of court mandated scattered site replacement public housing program, NHA Federal Court settlement)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Newark Housing Authority Executive Director Lucas met with the Council December 3, 1992)

A motion to amend the ordinance by deleting therefrom Blocks 2785 and 2792 and creating an ordinance to include Blocks 2785, Lots 1, 2, 3, 4, 6, 7, 8, 9, 10, 15, 16, 17, 20, 21, 27, 28, 29, 30, 34, and 35; Block 2792, Lots 1, 2, 3, 4, 5, 6, 8, 9, 13, 15, 16, 17, 18, 20, 22, 23, 25, 26, 29, 32, 33, 34, 35, 37, 38, 39, 40 and 41 was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

December 3, 1992

A motion to adopt the ordinance, as amended, was made by President Bradley, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 16, 1992.

6-F-g-1.
(A.S.)

The City Clerk read An ordinance approving the sale of property located on Tax 2785 Lots 1, 2, 3, 4, 6, 7, 8, 9, 10, 15, 16, 17, 20, 21, 27, 28, 29, 30, 34, and 35; Block 2792, Lots 1, 2, 3, 4, 5, 6, 8, 9, 13, 15, 16, 17, 18, 20, 22, 23, 25, 26, 29, 32, 33, 34, 35, 37, 38, 39, 40 and 41.

A motion to adopt the ordinance on first reading was made by Council Member Tucker, seconded by Council Member Martinez.

Council Member Tucker, through the chair directed the City Clerk to communicate with Housing Authority Executive Director Lucas requesting him to meet with this community relative to this matter.

The motion was declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 16, 1992.

A motion to consider Item 8-b on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

6-F-h.

The City Clerk An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Development," (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To institute certain position titles in the Department of Development).

(Coordinator of	1	1/1/92	\$26,780.54 - \$32,187.98
Maintenance Services		1/1/93	27,851.76 - 33,475.50
(35 Hours)		1/1/94	28,965.83 - 34,814.52

Data Processing	1	1/1/92	23,375.40 - 28,026.11
Technician		1/1/93	24,310.42 - 29,147.15
(35 Hours)		1/1/94	25,282.84 - 30,313.04

Senior Computer	1	1/1/92	24,455.39 - 29,346.01
Operator		1/1/93	25,433.61 - 30,519.85
(35 Hours)		1/1/94	26,450.92 - 31,740.64

(Instituting titles in Department of Development which more appropriately describes duties and responsibilities of employees serving in positions. Old titles are common titles. No increase in head count. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

President Bradley: The yeases are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 16, 1992.

A motion to consider Item 8-g (A.S.) on Ordinances on First Reading was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

6-F-l.
(A.S.)

The City Clerk read An ordinance to amend Title 17, Chapter 2, Section 4, Curfew of Minors of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to establish standards for the enforcement of a curfew ordinance.

A motion to adopt the ordinance on first reading was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

December 3, 1992

President Bradley: The yeases are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on December 16, 1992.

A motion to consider Item 8-h (A.S.) on Ordinances on First Reading was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

6-F-j.
(A.S.)

The City Clerk read A refunding Bond Ordinance providing for the payment of amounts owing to others for taxes levied in and by the City of Newark, in the County of Essex, New Jersey for the Tax Year 1992 and appropriating \$8,200,000. therefor and authorizing the issuance of \$8,200,000. refunding bonds or notes of the City for financing the cost thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and failed of adoption by the following votes:

Yes: Council Members Branch, Grant, Tucker, President Bradley.

Not Voting: Council Members Carrino, Harris, Martinez, Villani.

Absent: Council Member Rice.

A motion to defer action on the ordinance and directing the City Clerk to place this ordinance on the call of a special meeting to be held on December 8, 1992, at 10:00 A.M. or as soon thereafter as practical in the Council Chamber/Council Conference Room; further directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory, Finance Director Jean, Tax Assessor Frisina, Tax Collector Jones and Bond Counsels to meet with the Municipal Council at a special pre-meeting conference on Tuesday, December 8, 1992 was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Members Martinez.

Absent: Council Member Rice.

ORDINANCES ON PUBLIC HEARING. SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on public hearing, second reading and final passage.

Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by prohibiting parking on Jersey Street.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. That Section 23:5-1, Parking Prohibited At All Times, of Title 23, Traffic and Parking, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented, be amended by adding thereto the following:

Jersey Street: West Side, from Raymond Boulevard, northerly to the dead end.

Section 2. Any existing ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

Section 5. This ordinance does not require approval by the Commissioner of Transportation.

STATEMENT: This ordinance prohibits any person from parking their vehicles on Jersey Street at the curbside space between posted signs bearing the legend "No Parking At Any Time".

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint Containers and Indelible Markers, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (To allow that a presumption be found that anyone in possession of spray paint containers with no lawful purpose is in violation of the law and to allow a presumption that custodians of minors may be in violation of this ordinance and to permit enhanced penalties for violations of this chapter).

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. Title 17, Offenses, Miscellaneous, Chapter 14, Sale and Transfer of Spray Paint containers and Indelible Markers, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented be and the same is hereby amended in its entirety to read as follows:

CHAPTER 14. SALE, TRANSFER, POSSESSION, AND/OR USE OF SPRAY PAINT CONTAINERS AND INDELIBLE MARKERS.

17:14-1. PROHIBITED ACTS

The following acts are prohibited:

(a) No person shall sell or otherwise transfer any spray paint container or indelible marker to a minor under the age of 18 years unless said minor is accompanied by a parent or legal guardian at the time of purchase or transfer.

(b) All persons offering for sale spray paint in pressurized containers shall restrict access to such items from the public by placing them behind a locked counter, cabinet or other storage facility so that access to them cannot be gained without them being unlocked by an authorized person. All persons offering for sale markers in a location where they can be in constant view of the employee, agent or other authorized representative of the person selling the markers.

(c) No minor under the age of 18 years shall, at the time of purchase or transfer of any spray paint container or indelible marker, furnish fraudulent evidence of majority, including, but not limited to a motor vehicle operator's license, a registration certificate under the Federal Selective Service Act, an identification card issued to a member of the Armed Forces, or any document issued by a federal, state, county or municipal government.

(d) No person shall possess a spray paint container or indelible marker in any public building, or upon any public facility or private property with the intent to use same to deface said public building, facility or private property absent express permission to the contrary.

Anyone found to be in possession of a spray paint container, or liquid paint in cans or other containers or an indelible marker in any public building or upon any public facility or private property with no lawful purpose shall be presumed to have possession of same with the intention of using such container, marker, can, or paint to deface said building, facility or property.

(e) No person shall deface any real or personal property, be it public or private by placing written or pictorial graffiti, writings or other markings thereon without the express knowledge and consent of the owner; however, this prohibition shall not apply to easily removable chalk markings on public sidewalks or streets written or drawn in connection with traditional children's games or any lawful business or public purpose or activity.

Graffiti is defined as an inscription, mark, drawing, message, slogan or name made on some public or private surface without the consent of the owner.

It shall be unlawful to aid anyone in defacing public or private property.

Any parent, guardian or person in charge of a minor under the age of eighteen (18) years who is convicted of violating this chapter and any parent, guardian or person in charge of a minor who has failed to have properly supervised such minor person shall be presumed to have aided, assisted, allowed and permitted said minor in violating the provisions of this chapter.

17:14-2. Penalties.

Any person who violates any provision of this chapter shall, upon conviction thereof, be punished by one or more of the following penalties:

- (a) a fine not exceeding \$500.00; and/or
- (b) imprisonment for any term not exceeding 90 days; and/or
- (c) a period of community service not exceeding 90 days.

Any person violating the provisions of this chapter who has previously been convicted of a violation of this chapter shall be subject to a fine of not less than one hundred dollars (\$100.00).

The person having custody of said minor or the person convicted for violations of this chapter shall make restitution to the owner of the defaced real or personal property pursuant to the terms imposed by the court.

In the event that a minor violates any provision of this chapter, a complaint, signed by any person who has knowledge of the facts alleged to constitute the violation or who is informed of such facts and believes same to be true, shall be filed with the Youth Aid Bureau of the Newark Police Department. Said complaint shall then be forwarded to the Superior Court, Chancery Division, Family Part, Juvenile Division, and the minor shall be dealt with in accordance with the provisions of the New Jersey Code of Juvenile Justice, N.J.S.A. 2A:4A-20 et. seq.

17:14-3. Reward.

A reward of \$500.00 shall be paid to any person or persons providing information leading to the detection and apprehension of any person found guilty of violating any provision of 17:14-1 hereof. The reward shall be payable after conviction out of a fund established for this purpose, but no such reward shall be paid to any public employee whose duty it is to investigate or enforce the law. The Police Director is hereby authorized to grant such reward with the consent of the Municipal Council.

Section 2. All prior ordinances or parts thereof inconsistent with this ordinance are hereby repealed.

December 3, 1992

Section 3. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

This amendment to Chapter 14 will create a definition for graffiti. This amendment will also create a presumption that any person possessing liquid paint, spray paint containers or indelible markers without a lawful purpose is doing so with the intent to use them. This amendment will also create a presumption that persons who have custody of children have failed to supervise such minors, are aiding and abetting said minors in violating this chapter. And, this amendment will allow enhanced penalties for repeat violators and it will require restitution.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 16A, Land Use Procedure, Chapter 3, Provisions Applicable to both the Central Planning Board and Board of Adjustment, Section 3, Applications: Procedures for Filing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto a provision prohibiting consideration of a variance where the property is in violation of existing zoning ordinances or has outstanding municipal charges.

WHEREAS, the City of Newark is concerned as to the number of illegal conversions taken place in the First Residential District of the City; and

WHEREAS, frequently many of the property owner(s) who have illegally converted their property in violation of existing zoning regulations seek to legitimize such, by applying to the Board of Adjustment; and

WHEREAS, the enforcement of the City penalties are frequently delayed pending decisions of the Board of Adjustment.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

Section 1. Title 16A, Land Use Procedures, Chapter 3, Provisions applicable to both the Central Planning Board and the Board of Adjustment, Section 3, Applications: Procedures for Filing, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented is hereby further amended to read as follows:

16A:3-3 Applications: Procedure For Filing

The applicant shall obtain all necessary forms from the zoning officer who shall inform the applicant of the procedures to be followed in filing an application for development and advise the applicant which board has jurisdiction over the application. The applicant shall provide such information as the zoning officer deems necessary in order to render a determination as to the type of application required. At the time of filing the application but in no event less than 10 days prior to the date set for hearing, the applicant shall also file all sketch plats, plot plans, maps or other papers required by virtue of any provision of this ordinance or any rule of the Central Planning Board or the Board of Adjustment.

An application for development shall be complete for purposes of commencing the applicable time period for action by the Central Planning Board or Board of Adjustment when so certified by the Board or its authorized committee or designee. In the event that the agency, committee or designee does not certify the application to be complete within 45 days of the date of its submission, the application shall be deemed complete upon the expiration of the 45-day period for purposes of commencing the applicable time period unless (a) the application lacks information indicated on a checklist adopted by ordinance and provided to the applicant and (b) the Board or its authorized committee or designee has notified the applicant, in writing, of the deficiencies in the application within 45 days of submission of the application.

The applicant may request that one or more of the submission requirements be waived, in which event the agency or its authorized committee shall grant or deny the request within 45 days. Nothing herein shall be construed as diminishing the applicant's obligation to prove in the application process that he/she is entitled to approval of the application. The Board may subsequently require correction of any information found to be in error and submission of additional information not specified in the ordinance or any revisions in the accompanying documents, as are reasonably necessary to make an informed decision as to whether the requirements necessary for approval of the application for development have been met. The application shall not be deemed incomplete for lack of any such additional information or any revisions in the accompanying documents so required by the Board.

Provided however, no application shall be accepted or considered by either Board where the following exists:

- (1) The building or premises is presently in violation of the City of Newark Land Use, Building Code and Zoning regulations, or any other pertinent use regulations of the city.
- (2) outstanding municipal charges, including but limited to taxes, water and sewer or assessments for local improvements; or
- (3) the property is subject to the jurisdiction of the bankruptcy courts,

Section 2. Any existing ordinance, or part thereof inconsistent with this ordinance is hereby repealed.

Section 3. This ordinance shall take effect upon final passage and publication according to law.

STATEMENT OR PURPOSE

This ordinance prohibits both the Board of Adjustment and Central Planning Board from accepting an application where the applicant is in violation of the City's Zoning Ordinances as relates to residential uses, or has outstanding municipal charges.

December 3, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Carrino, seconded by Council Member Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

President Bradley: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Licenses for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of pay phones on the City of Newark's sidewalks, to be regulated to insure that their use, maintenance and location does not interfere with the public's use of the streets and sidewalks.

WHEREAS, as the City Council of the City of Newark has found as a fact that pay telephones on the sidewalks in many areas of the City of Newark have attracted persons who loiter in the area of the pay telephones for long periods of time; and

WHEREAS, the Council has found that these persons who loiter in the area where telephones are located are interfering with the use of the sidewalks by pedestrians; and

WHEREAS, the Council has found that in residential areas these persons are making loud noises at different hours of the day and evening and thus interfering with residents in the vicinity of the pay telephones; and

WHEREAS, the Council has found that criminal activity in the form of drug transactions is occurring on a regular basis near many of these telephones and that these telephones are used to facilitate such transactions; and

WHEREAS, the Council has found that the installation of such pay phones should be strictly regulated to minimize the annoyance to pedestrians, residents and other citizens that may be caused by persons loitering about such telephones.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

SECTION 1: Title 22, Streets and Sidewalks, Chapter 23, Permits for Pay Phones on Streets and Sidewalks, of the Revised Ordinance of the City of Newark, New Jersey, 1966, as amended and supplemented be and the same is hereby amended and supplemented to read as follows:

22:23-1 - Definitions

- (a) **City** means the City of Newark.
- (b) **Distributor** means any person responsible for placing and maintaining a pay telephone in a public way hereinafter defined.
- (c) **Pay Telephone** means any self-service or coin or credit card operated telephone or bank of such telephones placed adjacent to each other, located in or over a public sidewalk or street.
- (d) **Person** means an individual business, firm, corporation, association, partnership or other organization or group of persons.
- (e) **Sidewalk** means that area dedicated to public use for pedestrian traffic.
- (f) **Street** means all that area dedicated to public use for public street purposes and shall include but not be limited to roadways, parkways, alleys and sidewalks,

22:23-2 - License Required; Fee for a License; Indemnity and Insurance

- (a) No person, association, partnership or corporation may place or maintain any pay telephone on or above any public street or sidewalk without having first obtained a license as provided in this ordinance. Licenses shall be issued by the Division of Tax Abatement and Special Taxes in the Department of Finance subject to approval of the location and means of installation of the pay telephone as set forth hereinafter. The license required by this ordinance shall be in addition to any permit required pursuant to the Uniform Construction Code, N.J.S.A. 52:27d-119, et seq., or any street occupancy or opening permit required by any other City ordinance. Permits and Licenses or denial thereof, with reasons set forth in the event of denial, shall be issued within 30 working days of receipt of the complete application for such permits.
- (b) Before installation a plan or sketch of the pay telephone shall be furnished to the Director of the Department of Engineering in sufficient detail to describe the size, location, equipment and means of installation and cabling. The Director of Department of Engineering shall be notified before the removal of any pay telephone. A copy of the permit or the permit number shall be affixed to the pay telephone.
- (c) The initial fee for a license shall be \$100.00 per year or any part of a year, the fee for a renewal license shall be \$50.00 per year, provided, however,

that no fee shall be charged for telephones furnished by the City of Newark as an accommodation to the public, or for permits issued to any person or entity which pays a franchise fee or tax for the use of public facilities. Such person or entity shall not, however, be exempt from the regulatory provisions of this ordinance. Licenses shall be renewable annually on January 1st of each year.

(d) The Director of the Department of Engineering shall be informed of the intent of any person to remove or relocate a telephone.

(e) Before receiving a license, an applicant shall:

(1) Execute an indemnification agreement substantially as follows:

The applicant and any other persons on whose behalf the application is made agree to defend, indemnify and hold harmless the City of Newark against liability for all claims for damage to property, or injury to or death of persons, arising out of or resulting from the issuance of the permit, license or the control, maintenance or ownership or use of each pay telephone.

(2) File with the Department of Finance a general liability insurance policy of \$1 million for bodily injury and \$50,000.00 for property damage naming the City as additional insured against any injury, loss or damage that may result from placing or maintaining the telephone or telephone equipment on or above the sidewalk.

(3) a. File a registration statement containing the following information:

(i) Name, address and telephone number of each owner, partner and in the case of corporation each director, officer, and stockholder holding in excess of 10% of the stock of the corporation.

(ii) The name and address of the registered agent or the person upon whom service of process is authorized to be made.

b. A registration fee in the amount of \$25.00 which is not refundable shall be payable upon the presentation of the registration application to the Division of Tax Abatement and Special Taxes.

c. A registration number shall be assigned to each owner or distributor of pay telephones who is registered with the City of Newark. Each registration number shall appear on each license issued for each pay telephone.

d. No license for the placement of a pay phone shall be issued to any party who has not filed a registration statement with the Division of Tax Abatement and Special Taxes.

e. A new registration statement shall be filed whenever the existing information on file is no longer true.

22:23-3 - Telephone rates to be posted: emergency calls

- (a) Pay telephones shall permit the following calls to be placed without charge (except as may be otherwise provided by applicable tariffs filed with the New Jersey Board of Regulatory Commissioners).
 - (1) Calls to the 911 emergency number;
 - (2) Emergency calls placed through operator assistance to the police and fire departments;
 - (3) Calls for emergency purposes placed through operator assistance to the police and fire departments by anyone identified as a member of either department.
- (b) Current local coin call initial rates shall be posted on the pay telephone or on the pay telephone booth.
- (c) The name of the Distributor must be posted on the pay telephone or pay telephone booth.

22:23-4 - Standard for maintenance and installation

- (a) Pay telephones shall comply with the following standards:
 - (1) No booth surrounding a telephone shall exceed 8 feet in height, 4 feet in width or 4 feet in depth.
 - (2) Each coin operated pay telephone shall be equipped with a coin return mechanism to permit a person using the machine to secure an immediate refund if a call cannot be completed. The coin mechanism shall be maintained in good working order.
 - (3) Each pay telephone shall have affixed to it, in a place visible to everyone using the telephone, the name and address of the distributor and the telephone number of a working telephone service to report a malfunction, secure a refund, or give the notices provided for in this ordinance.
 - (4) Every pay telephone shall be maintained in a neat and clean condition and in good repair at all times. Without limiting the generality of the foregoing, a pay telephone shall be served and maintained so that:
 - (i) it is reasonably free of chipped, faded, peeling and cracked paint in the visible painted areas thereof;
 - (ii) it is reasonably free of rust and corrosion in the visible unpainted metal areas thereon;

(iii) any clear plastic or glass parts are unbroken and reasonably free of cracks, dents, graffiti, blemishes and discolorations;

(iv) any paper or cardboard parts or inserts are reasonably free of tears, peeling or fading;

(v) the structural parts thereof are not broken or unduly misshapen; and

(vi) the telephone receiver is attached to the telephone.

(5) Any Distributor who fails to maintain its pay telephone in working condition may be given a ten day written notice to repair the pay telephone by the Division of Inspections of the Department of Land Use Control. If the pay telephone is not in working condition at the end of the ten day period, the Manager of the Division of Tax Abatement and Special Taxes may revoke the license unless the Distributor provides assurance that the pay telephone shall be repaired or removed.

(6) Each pay telephone shall, upon the written request of the Manager of the Division of Tax Abatement and Special Taxes be capable of being restricted to outgoing calls only within ten days of the request.

22:23-5 - Location and Placement of Pay Telephones

(a) No pay telephone shall be permitted to rest upon, in or over any public street or sidewalk when such installation, use or maintenance:

(1) unreasonably interferes with or impedes the flow of pedestrians or vehicular traffic, including any legally parked or stopped vehicle; or

(2) unreasonably interferes with the ingress or egress from any residence or place of business; or

(3) interferes with the use of traffic signs or signals, hydrants or mailboxes permitted at or near said location.

(b) Pay telephones shall be placed, or otherwise secured, so as to prevent their being blown down or around the public street or sidewalk, but shall not be chained or otherwise secured, to any traffic or street signs, signals, hydrants or mailboxes.

(c) No pay telephones shall be placed, installed, used or maintained:

(1) within any marked crosswalk;

(2) within 3 feet of a curb return or any unmarked crosswalks;

- (3) within 15 feet of any fire hydrant, fire call box, police call box or other emergency facility;
 - (4) within 5 feet of any driveway;
 - (5) within 3 feet of any public area improved with a lawn, flowers, shrubs, trees or other landscaping;
 - (6) at any location whereby the clear space for the passageway of pedestrians is reduced to less than 6 feet;
 - (7) within 3 feet of any building unless written permission is secured from the property owner and filed with the application; and
 - (8) within 10 feet of any entrance to a residence, store or public building in the absence of permission from the Manager, Division of Tax Abatement and Special Taxes for a shorter distance.
- (d) Pay telephones shall not be placed on sidewalks in front of street addresses where there appears to be continuous criminal activity. Continuous criminal activity means reports to the police of more than four criminal incidents at an address in a month prior to the date of the application or more than 12 reported criminal incidents in a year prior to the date of the application which incidents have resulted in arrests.
 - (e) No pay telephone shall be installed on the street or sidewalk without the permission of the abutting land owner.
 - (f) Except for a subsequent application by the same Distributor for the placement of an additional pay telephone adjacent to said Distributor's existing pay telephone:
 - (1) no pay telephone shall be placed on the Sidewalk in a First or Second Residential District as these Districts are described in the Zoning Ordinance of the City of Newark.
 - (2) no pay telephone shall be placed on the sidewalk within 300 feet of any other pay telephone which is on the same side of the street and within line of sight of any other pay telephone on a sidewalk in a Third Residential or First Business District of the City. No pay telephones may be placed next to an existing pay telephone in the Third Residential or First Business District.
 - (3) no pay telephone shall be placed on the sidewalk within 100 feet of any other pay telephone which is on the same side of the street and within line of sight of any other pay telephone on a sidewalk in a Second, Third or Fourth Business District

or any Industrial District of the City. No more than three pay telephones may be placed next to an existing pay telephone in a Second, Third or Fourth Business district or any Industrial District of the City.

22:23-6 - Revocation

- (a) Upon the receipt of a written complaint by a citizen or an authorized representative of the Police Department that the location and use of a pay telephone constitutes a threat to the health and welfare of the community, the Manager of the Division of Tax Abatement and Special Taxes shall conduct a hearing after providing written notice of same at least ten (10) days in advance thereof to all affected parties to ascertain whether the location and use of the pay telephone constitutes a threat to the health and welfare of the community. At the request of the Manager of the Division of Tax Abatement and Special Taxes, an Officer of the Police Department and an Inspector of the Department of Land Use Control shall conduct an investigation of the complaint and report their findings to the Manager at the hearing which he shall conduct, of the matter. If he finds by the preponderance of the evidence presented that the location and use of the pay telephone constitutes a threat to the health and welfare of the community, he shall revoke any permit issued by his Department for the use of the pay telephone. He may also order such other relief as he deems fair, including requiring the pay telephone to be restricted to outgoing calls only.
- (b) A "threat to the health and welfare of the community" shall mean that because of the continuing physical location of the pay telephone the public has become endangered by the use of the area around the phone because of (1) criminal activity or because a pay telephone alone or in conjunction with other pay telephones interferes with the use and enjoyment of the area by pedestrians, motorists, (2) emergency personnel and occupants of the abutting property by impeding unnecessarily their ability to see other pedestrians or vehicles or by (3) impeding unnecessarily their ability to move or stand on the sidewalk.
- (c) In addition to any action the Manager may take, if the Manager of the Division of Tax Abatement and Special Taxes after a hearing finds that a distributor has repeatedly violated the terms of this ordinance on three prior occasions within one year, the Manager shall suspend the issuance of any license(s) to the distributor for the placement of any additional pay phones for one year.
- (d) After the revocation of any license by the Manager of the Division of Tax Abatement and Special Taxes, the Manager shall immediately order the owner of the pay telephone whose license has been revoked to remove the pay telephone and to remove any booth, post or support upon which the pay phone rests and to restore the sidewalk so that it is safe for pedestrian use. The pay phone referred to herein shall be removed within 24 hours of the receipt of

the order issued by the Manager. The order to remove the phone shall be sent by certified and regular mail to the address of the registered owner of the license.

If it appears that the pay phone has not been completely removed within 48 hours after the notice to remove has been received at the last known address of the owner, then the Manager shall notify the Director of the Department of Engineering of the continued presence of the unlicensed pay phone. The Director shall forthwith remove the pay phone and restore the premises so that it is safe for pedestrian use. The Director shall declare and certify the cost of the removal of the phone. This cost shall be a debt owed by the license holder and owner of the phone and it shall be payable by the owner of the phone or the license holder upon the demand of the City of Newark. The notice to remove the pay phone shall be deemed to have been received if it is sent by regular mail even if the certified mail notice is unclaimed.

22:23-7 - Application of Ordinance to Existing Pay Telephones

All existing pay telephones located on or above public sidewalks within the City of Newark shall be deemed a nonconforming use that shall be permitted by this ordinance, provided, however, that any Distributor desiring that its pay telephones be so designated must notify in writing the Manager of the Division of Tax Abatements and Special Taxes within thirty (30) days of the effective date of this ordinance of the locations of all of said Distributor's pay telephones existing on the date of adoption of this ordinance. A registration and license shall be applied for and shall be a prerequisite for the continued location or any such phone. All pay telephones not so identified shall not be entitled to be considered as nonconforming uses permitted by this ordinance.

The provisions of this ordinance shall, however, apply to all future pay telephones located on or above public sidewalks within the City of Newark.

22:23-8 - Violation

Any violation of this ordinance shall subject the violator to a fine of not less than \$100.00 nor more than \$1,000.00. Each noncomplying pay telephone violation will constitute a separate violation.

SECTION 2: Any ordinance or parts thereof inconsistent with the provisions herein be and are hereby repealed.

SECTION 3: This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This ordinance will establish a process for requiring a permit to be issued before a pay telephone will be installed on any sidewalk in the City of Newark.

December 3, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

President Bradley: The yeases are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 17, Chapter 2, Section 4, Curfew of Minors of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to establish standards for the enforcement of a curfew ordinance.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 17, Chapter 2, Section 4, Curfew for Minors, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended as follows:

17:2-4. Curfew for Minors

(a). Regulations generally. It shall be unlawful for any minor under the age of 18 years to loiter, idle, wander, stroll or play in, or remain in or be upon the public streets, highways, roads, public places and public buildings, places of amusement and entertainment, public transportation facility, public vehicles used for transportation, vacant lots or other public places within the confines of the city or to be more than 100 yards from his or her place of residence between the hours of 10:00 p.m. and 6:00 a.m. of the following day. The provisions of this paragraph shall not apply to any minor accompanied by his parent, guardian or other adult person having care or custody of the minor, or where a minor is upon an emergency errand directed by his parent or guardian, or other adult person having the care or custody of the minor. An emergency errand shall be an errand required to preserve the life of a person.

(b). Parents and others permitting violation. It shall be unlawful for the parent, guardian or other adult person having the care or custody of a minor under the age of 18 to knowingly permit such minor to loiter, idle, wander, stroll, or play in, or remain in or be upon the public streets, highways, roads, alleys, parks, playgrounds,

December 3, 1992

wharves, docks or other public grounds, public places and public buildings, places of amusement and entertainment, public transportation facilities, public vehicles used for transportation, vacant lots or other public places within the confines of the city or for the minor to be more than 100 yards from the minor's place of residence between the hours of 10:00 p.m. and 6:00 a.m. on the following day. The provisions of this paragraph do not apply to any minor accompanied by his parent, guardian or other adult person having the care or custody of the minor, or where the minor is upon an emergency errand directed by his parent or guardian, or other adult person having care or custody of the minor.

(c). There shall be a presumption that whenever a minor has been convicted for a violation of this section, that the parents, guardians or other adult persons having care of the minor knew or should have known of the minor's violation of this section if the minor had been convicted on a prior occasion within six (6) months of the date of the present violation.

(d). Penalty. Any minor found to be in violation of this section shall be subject to perform community service for a period not to exceed ninety (90) days. Any parent, guardian or other adult person having the care or custody of a minor found to be in violation of this section, shall be subject to a fine of not less than \$100.00 but not more than \$1,000.00. and may be subject to perform community service for a period not to exceed ninety (90) days.

SECTION 2. Any prior ordinance or part thereof inconsistent herewith is hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This amendment to the curfew ordinance creates a presumption that when a minor is convicted of a violation of this section that his parents, guardians or others who are responsible for him knew of the violation if there had been a prior conviction. This amendment also requires that a minor who is convicted of loitering perform community service.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and table the ordinance since this ordinance was replaced by Ordinance 6-F-i (A.S.) in the minutes of this meeting was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

December 3, 1992

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing for Various General Improvements and appropriating \$3,889,000. therefor and authorizing the issuance of \$3,694,550. of Bonds and Notes of the City of Newark for financing said purposes set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex State of New Jersey.

WHEREAS, the governing body of the City of Newark (the "City") has determined it is in the best interest of the City to undertake the improvements set forth in Section 3 of the Ordinance (the "Project"); and

WHEREAS, the City may be required to make certain disbursements for the Project prior to the City's issuance of the bonds and/or notes authorized herein, or the receipt of grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City herein finds that it is in the best interest of the public to undertake the Project as soon as is practical, and therefore the City will be required to expend funds on the Project, so that the project may be undertaken in a timely fashion; and

WHEREAS, prior to the City's issuance of bonds or notes, the City reasonably expects to incur the expenses authorized herein; and

WHEREAS, the City has determined to pay said amounts authorized herein, prior to said amount being funded by the sale of Bonds or Notes, from the Capital Improvement Fund, from the Capital Fund and/or other funds of the City; and

WHEREAS, the Project has a useful life of at least five (5) years; and

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein, and/or the grant moneys appropriated herein; and

December 3, 1992

WHEREAS, the Governing Body of the City of Newark hereby declares that it is the intention of the Governing Body, in accordance with Treasury Regulation 1.103-18 promulgated pursuant to the Internal Revenue Code of 1986 as amended, that the Capital Fund and/or other funds of the City be reimbursed for any funds expended on the Project, as herein authorized, prior to the issuance of bonds or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bonds and/or notes.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$3,889,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$194,450 which is appropriated as the down-payment from the Capital Improvement Fund, said \$194,450 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,889,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed

\$3,694,550 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$3,694,550 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$3,694,550, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the

December 3, 1992

principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

<u>Improvement /Acquisition</u>	<u>Project No.</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Useful- ness (years)</u>
Tree Planting City-wide	92C0	\$ 500,000	\$25,000	\$ 475,000	5
Division of Motors; Garage Design	92C1	\$ 400,000	\$20,000	\$ 380,000	40
New Fire Facility Design (Firehouse)	92C2	\$ 300,000	\$15,000	\$ 285,000	40
Energy Conservation & Security System; City Hall	90C3	\$ 250,000	\$12,500	\$ 237,500	5
PEOSHA - Planning and Execution of Compliance with Federal OSHA statute	92C4	\$ 750,000	\$37,500	\$ 712,500	5
Newark Museum/HVAC System	92C5	\$ 289,000	\$14,450	\$ 274,550	5
New Jersey Performing Arts Center Phase II	92C6	\$1,100,000	\$55,000	\$1,045,000	20
Movie Theater Phase II	92C7	\$ 150,000	\$ 7,500	\$ 142,500	20
Computer System Design & Equipment	92C8	<u>\$ 150,000</u>	<u>\$ 7,500</u>	<u>\$ 142,500</u>	5
TOTALS:		\$3,889,000	\$194,450	\$3,694,550	

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this Bond Ordinance are not current expenses and are property or improvements which the City may lawfully acquire or make as general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purposes is within the limitations of the Local Bond Law taking into consideration the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purposes, as set forth in Section 3 hereof, the period of usefulness is 16.1 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$3,694,550 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$2,300,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

December 3, 1992

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. The provisions of this Bond Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 10. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

STATEMENT

Bond Ordinance for 1992 Capital Program.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance awaiting approval of debt statement from Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Bond Ordinances 6-S & F-a, adopted January 17, 1990; 6-S & F-d, adopted June 6, 1990 and 6-S & F-b, adopted October 17, 1990, by cancelling the appropriations set forth therein, transferring monies appropriated from the Capital Improvement Fund for down payment purposes to the Capital Improvement Fund, appropriating the sum of \$294,765. from the Capital Improvement Fund for the improvements set forth herein and amending said ordinances to reflect said amended appropriations for said improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK IN THE COUNTY OF ESSEX, NEW JERSEY (NOT LESS THAN TWO-THIRDS) OF ALL MEMBERS THEREOF CONCURRING AS FOLLOWS:

Section 1. Pursuant to the local bond law and local budget law, the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of New Jersey (hereinafter the "City") hereby determines that \$5,895,300 of capital appropriations as hereinafter set forth are no longer necessary for the purposes set forth in the ordinances authorizing said appropriations and that it is in the best interest of the City to cancel said appropriations and to return the sum of \$294,765 appropriated from the Capital Improvement Fund for said improvements to the Capital Improvement Fund for use for other capital purposes as set forth in Section 3 hereof.

Section 2. The authorizations and appropriations in the amount of \$5,895,300, for the improvements hereinafter set forth are hereby cancelled, the ordinances authorizing said appropriation

December 3, 1992

are herein amended to reflect same, and the sum of \$294,765, representing the amounts appropriated from the Capital Improvement Fund for said improvements, is hereby transferred to the Capital Improvement Fund. Said improvements for which the appropriations are cancelled are herein described as follows:

<u>Project</u>	<u>Total Appropriation Cancelled</u>	<u>Bond Authorization Cancelled</u>	<u>Capital Improvement Fund Appropriation Cancelled</u>
No. 89C5 Acquisition of Motor Vehicles (Ord. No. 6S & FA 1/17/90 & 6S & FD 6/6/90)	\$3,989,800	\$3,790,310	\$199,490
No. 90A1 Acquisition of Motor Vehicles (Ord. No. 6S & Fb 10/17/90)	\$1,322,500	\$1,256,375	\$ 66,125
No. 90A2 Aerial Ladder Truck (Ord. 6S & F b 10/17/90)	\$ 583,000	\$ 553,850	\$ 29,150

Section 3. There is herein appropriated from the Capital Improvement Fund the sum of \$294,765 for the purpose or improvement hereinafter described. No bonds or notes are herein authorized; however, the City hereby finds and determines that the project or improvement set forth herein is a bondable capital improvement, for which funds from the Capital Improvement Fund may be appropriated. The purpose or improvement herein authorized is described as follows:

<u>Project</u>	<u>Capital Improvement Fund</u>	<u>Useful Life</u>
No. 92C9 Acquisition of Motor Vehicle for various City departments	\$294,765	5 years

December 3, 1992

Section 4. The capital budget of the City of Newark is hereby amended to the extent of any inconsistencies herewith. The resolution and the form promulgated by the Local Finance Board showing the full detail of the amended capital budget and capital program as approved by Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

Section 5. To the extent that any previous resolution or ordinance is inconsistent herewith or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 6. The provisions of this bond ordinance are severable. To the extent any clause, phase, sentence, paragraph or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 7. This amendatory to bond ordinance shall take effect twenty (20) days after first publication thereof after final adoption.

STATEMENT

Bond Ordinance cancelling \$5,600,535

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance awaiting approval of Debt Statement from the Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

December 3, 1992

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing a supplemental appropriation for the construction, reconstruction, and renovations to the City Archives, 295 Halsey Street, Newark, New Jersey, and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark, in the County of Essex State of New Jersey.

WHEREAS, the governing body of the City of Newark (the "City") has determined it is in the best interest of the City to undertake the improvements set forth in Section 3 of the Ordinance (the "Project"); and

WHEREAS, the City may be required to make certain disbursements for the Project prior to the City's issuance of the bonds and/or notes authorized herein, or the receipt of grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City herein finds that it is in the best interest of the public to undertake the Project as soon as is practical, and therefore the City will be required to expend funds on the Project, so that the project may be undertaken in a timely fashion; and

WHEREAS, prior to the City's issuance of bonds or notes, the City reasonably expects to incur the expenses authorized herein; and

WHEREAS, the City has determined to pay said amounts authorized herein, prior to said amount being funded by the sale of Bonds or Notes, from the Capital Improvement Fund, from the Capital Fund and/or other funds of the City; and

WHEREAS, the Project has a useful life of at least five (5) years; and

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein, and/or the grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City of Newark hereby declares that it is the intention of the Governing Body, in accordance with Treasury Regulation 1.103-18 promulgated pursuant to the Internal Revenue Code of 1986 as amended, that the Capital Fund and/or other funds of the City be reimbursed for any funds expended on the Project, as herein authorized, prior to the issuance of bonds or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bonds and/or notes.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$3,470,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$174,000 which is appropriated as the down-payment from the Capital Improvement Fund, said \$174,000 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

December 3, 1992

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,470,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$3,296,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$3,296,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$3,296,000, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized

and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

<u>Improvement /Acquisition</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
Project No. 90B-3: The construction, reconstruction, renovations of, and improvements to the City Archives, located at 295 Halsey Street, Newark, New Jersey, including architectural design, planning and furniture and fixtures, and on the third and fourth floors of City Hall, including site improvements, de- molition and renewal, carpentry and woodwork, partitions, bathroom, plumbing, painting, ceiling, kitchen & cabinets, remodeling vaults, H.V.A.C. systems, electrical wiring, fixtures and lights, carpet, tile, furniture and equipment, including computers and typewriters; all said improvements to include all costs improvements, equipment and appurtenance related thereto which improvements shall remain dedicated to use as City Archives by the City Clerk and/or the City Council or for use as the City Clerk and/or City Council may determine.	\$3,470,000	\$174,000	\$3,296,000	20

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose is within the limitations of the Local Bond Law taking into consideration the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purpose, as set forth in Section 3 hereof, the period of usefulness is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$3,296,000 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$700,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the

Internal Revenue Code of 1986, as amended, including compliance with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. The provisions of this Bond Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 10. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

December 3, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing and defer action on the ordinance awaiting approval of Debt Statement from the Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

ORDINANCES ON SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on second reading and final passage.

6-S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for Lighting, Street Improvemer Tree Planting, Trash Receptacles and for a Facade Program in James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey. (East Ward)

(Copy of ordinance and correspondence submitted to each Member the Council)

(Debt Statement Filed)

(Awaiting approval of Debt Statement from Division of Local Government Services)

(Public Hearing Closed)

A motion to defer action on the ordinance awaiting approval of Debt Statement from the Division of Local Government Services was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

HEARINGS OF CITIZENS.

- 6-HC-a.** **MS. CYNTHIA BAKER, 824 SOUTH 19TH STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to the Parking Enforcement Officers receiving an increase in their uniform allowance.

Council Member Harris indicated the Municipal Council was the legislative branch of government and this matter fell under the jurisdiction of the Administration.

President Bradley indicated he would assist the Officers in seeking a meeting with Administration.

(For further action on this matter, see Motion 7-M-a on page 62, in the minutes of this meeting.)

- 6-HC-b.** **MR. JAMES H. ORANGE, 49 MONTROSE STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to payment for services rendered. He asked that the Resolution relative to this matter, adopted in June, not be amended to exclude him from payment.

- 6-HC-c.** **MR. ANDY CAPPON, 95 ORCHARD STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to the water/sewer issue. He read excerpts from "Minority Views of Andy Cappon and Joseph Nardone."

Council Member Tucker indicated that under motions he would move to request that a copy of this data published by Passaic Valley Sewerage Commission be submit to each Member of the Council.

Council Member Harris, through the Chair, requested that a verbatim transcript of Mr. Cappon's remarks be forwarded to the Department of Environmental Protection.

(For further action on this matter, see Motion 7-M-b on page 62, in the minutes of this meeting.)

- 6-HC-d.** **MR. FRANK HURTZ, 402 MOUNT PROSPECT AVENUE, NEWARK, NEW JERSEY,** addressed the Municipal Council expressing his concerns relative to the \$41 million deficit and also the layoff of valuable employees.

- 6-HC-e.** **MS. BEATRICE CAGLE, 270 NORTH 5TH STREET, NEWARK, NEW JERSEY** addressed the Members of the Municipal Council with respect to overpayment of water/sewer charges and requested the Council Members assist her in being reimbursed immediately.

Council Member Harris, through the Chair, directed the City Clerk to forward a verbatim transcript of Ms. Cagle's remarks to Mayor James, Business Administrator Grant and Finance Director Jean for their attention and immediate action.

(For further action on this matter, see Motion 7-M-d on page 62, in the minutes of this meeting.)

- 6-HC-f.** **MS. DONNA JACKSON, 128 SMITH STREET, NEWARK, NEW JERSEY,** addressed the Municipal Council with respect to the closing of Science and Arts High for the construction of the Performing Arts Center, the cut off of thousand of welfare recipients, the increase of homeless people.

(For further action on this matter, see Motion 7-M-bb on page 65, in the minutes of this meeting.)

RESOLUTIONS AND MOTIONS.

RESOLUTIONS.

- 7-R-a. Resolution authorizing the Director of Finance of the City of Newark to apply to the Local Finance Board for approval of a bond ordinance entitled "Bond ordinance providing a supplemental appropriation for the construction, reconstruction, and renovations to the City Archives, 295 Halsey Street, Newark, New Jersey and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of bonds and notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq., and prior resolutions of the Local Finance Board of the State of New Jersey.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Tucker, Villani, President Bradley.

Not Voting: Council Member Harris.

Absent: Council Member Rice.

- 7-R-b. Resolution amending the 1992 Capital Budget of the City of Newark by providing for the appropriation for a certain capital project in the total amount of \$3,470,000. for said project, as set forth herein.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-c. Resolution ratifying and authorizing Business Administrator to enter into contract with RMS Technologies, Inc., 1400 McCormick Drive, Landover, Maryland 20785-5313, to Provide Program Designs City Wide Imaging and Optical Storage System, Fleet Management and Use Control Systems (Data Processing Department), for period August 1, 1992 through July 30, 1993, for amount not to exceed \$227,850. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to N.J.A.C. 5:34-2.1 et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Tucker, Villani, President Bradley.

Not Voting: Council Member Harris.

Absent: Council Member Rice.

- 7-R-d. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Unified Vailsburg Service Organization to continue providing senior citizen transportation services, for period May 1, 1992 to April 30, 1993, contract shall not exceed \$38,000., funds provided by HCDA XVIII.**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Business Administrator Grant, Corporation Counsel Hollar-Gregory, Director of Health and Human Services Ruffin and Executive Director Farley, Unified Vailsburg Service Organization met with the Council December 3, 1992)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-e. **Resolution amending Resolution 7-R-c, March 4, 1992 "contract with Newark Watershed Conservation and Development Corporation, to manage, plan and provide for conservation and development of the Watershed properties of the City of Newark in Morris, Passaic and Sussex Counties for period January 1, 1992 to December 31, 1992. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-50) Xa Xii by funding an additional \$325,000., totalling \$575,000. to said Corporation's budget, said funds will come from Water Accounting Budget; all other provisions shall remain unchanged. (Amended contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(ii))**

(Business Administrator Grant and Executive Director Smith, Watershed Conservation and Development Corporation met with the Council December 3, 1992)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Tucker, Villani, President Bradley.

Not Voting: Council Member Harris.

Absent: Council Member Rice.

- 7-R-f. **Resolution ratifying and authorizing Mayor to file application for receipt of funds through Job Training Plan under Job Training Partnership Act (JTPA) for Program Year 1991, in amount of \$300,000., for period July 1, 1991 to June 30, 1993.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-g. **Resolution authorizing Mayor to execute agreement with Port Authority of New York and New Jersey to provide funding to New Jersey Economic Development Authority for a loan for project located at 205-265 Oraton Street, Newark, in amount of \$2 million. (General Business Corporation-Applciant; American Fabrics and Merchandise-Project User)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-h. Resolution ratifying and authorizing Business Administrator to enter into contract with The Love Newark Committee of the Metro Newark Chamber of Commerce Foundation, to pursue potential economic and social benefit of City of Newark through design and installation of banners on Broad and Market Streets, in amount of \$20,000. per year, for period September 1, 1992 to August 31, 1993; contract may be renewed for additional year subject to availability of sufficient legally appropriated funds; funds provided in 1992 budget of Department of Engineering. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(ii))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-i. Resolution authorizing Mayor and Director of Development to enter into contract with North Ward Center Incorporated, a New Jersey non-profit corporation, for rehabilitating 341 Roseville Avenue, to provide child care and training for students enrolled in their business school, in amount of \$150,000., for period December 1, 1992 to December 1, 1993, funds provided by HCDA XVIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Tucker, Villani.
Not Voting: Council Member Harris, President Bradley.
Absent: Council Member Rice.

- 7-R-j. Resolution authorizing Director of Engineering to execute Contract No. 92-13, Concrete Sidewalk Restoration over Water/Sewer Utility Excavations throughout the City, with Mathew & Co. Inc., 40 Overlook Terrace, Nutley, New Jersey 07110, lowest responsible bidder, for total sum of \$25,200., term of contract is 120 days from Notice to Proceed.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-k. Resolution authorizing Director of Engineering to enter into and execute Contract 92-09R, Roof Replacement, Masonry Repointing and Repairs, Skylight Repairs, Glazing and Miscellaneous Work at the Police and Court Complex, 31 Green Street and City Hall Annex, with Boro & Novo Restoration Co., Inc., West Paterson, New Jersey 07424, lowest responsible bidder, for total lump sum of \$193,000., term of contract is 100 consecutive calendar days from Notice to Proceed.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-l. Resolution authorizing Director of Engineering to apply for and accept from New Jersey State Department of Transportation, the sum of \$5,000,000., to use for the Doremus Avenue Reconstruction Project from Port Street to Routes 1 & 9.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-m.** Resolution authorizing Director of Engineering to accept funds provided by United States Environmental Protection Agency, under National Pollutant Discharge Elimination System Program Grant, Section 104 (b)(3), of the Federal Clear Water Act, in amount of \$404,500., and execute any contracts or agreements necessary and to authorize reimbursement to any consultants or contract utilized in the implementation of the two Combined Sewer Overflow Floatable projects.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-n.** Resolution authorizing Director of Engineering to execute Contract 92-18, Sewer Reconstruction on South 11th Street between Woodland Avenue and Springfield Avenue, with Granada Construction Corporation, 147 Thomas Street, Newark, New Jersey 07114, lowest responsible bid submitted, in amount of \$48,725.60; contract term is sixty consecutive calendar days after issue of "Notice to Proceed".
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-o.** Resolution authorizing Mayor and Director of Engineering to execute contract with Dresdner, Robin and Associates, 43 Montgomery Street, Jersey City, New Jersey 07302, for performance of hazardous materials site plan review and site evaluation, for sum of \$20,000.; contract term is for period of one year from date of Notice to Proceed. (Contract awarded without competitive bidding as a "Professional Service," pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-p.** Resolution authorizing Director of Finance to issue check in amount of \$10,340.05 payable to Chris Crescendo c/o Christine Mills, 81 Osborne Terrace, Newark, New Jersey 07108, for retirement of Plenary Retail Consumption License No. 0714-33-132-001 for premises located at 713-715 Springfield Avenue, said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40; further authorizing Director of Finance to issue checks in amount of \$7,606.53 for outstanding tax liabilities to State of New Jersey, Department of Treasury, Division of Taxation; \$2,053.42 for outstanding tax liabilities to the Internal Revenue Service, Department of Treasury.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-q. Resolution authorizing Director of Finance to issue check in amount of \$15,607.74 payable to 279 Orange Street, Inc., c/o Bettie Hooker, 705 Elizabeth Avenue, Newark, New Jersey 07112, for retirement of Plenary Retail Consumption License No. 0714-33-776-001, for premises located at 279 Orange Street, said license is hereby retired and shall not be reissued to any person or corporation in accordance with N.J.S.A. 40:48-2.40; further authorizing Director of Finance to issue checks in amount of \$1,401.78 for outstanding tax liabilities to the State of New Jersey, Department of Treasury, Division of Taxation; \$2,990.48 for outstanding tax liabilities to the Internal Revenue Service, Department of Treasury.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-r. Resolution authorizing Director of Finance to issue check in amount of \$125. to D.F.S. Inc.; refund of deposit paid at time of auction for purchase of City-owned property known as 725 Springfield Avenue, Block 2640, Lot 36. (Property presently being leased for governmental purposes and was inadvertently included in the auction)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-s. Resolution authorizing Director of Finance to issue check in amount of \$75. to D.F.S. Inc.; refund of settlement fees paid at time of auction for purchase of City-owned property known as 725 Springfield Avenue, Block 2640, Lot 36. (Property presently being leased for governmental purposes and was inadvertently included in the auction)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-t. Resolution authorizing Director of Finance to issue check in amount of \$1,000. to D.F.S. Inc.; refund of balance of purchase price paid at time of auction for purchase of City-owned property known as 725 Springfield Avenue, Block 2640, Lot 36. (Property presently being leased for governmental purposes and was inadvertent included in the auction)**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-u. Resolution authorizing Director of Finance to cancel outstanding water/sewer charges, liens, interest and penalties in amount of \$800.91 on property 89-2nd Street, Block 1879, Lot 034, which City of Newark has foreclosed pursuant to In Rem Foreclosure and subsequently transferred to Jorge A. Terreros.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-v. Resolution authorizing City Treasurer to issue check in amount of \$1,300.49, to Del-Sano Contracting Corporation, P.O. Box 1513, Bloomfield, New Jersey 07003, for refund as result of overpayment due to error on Water/Sewer Account No. 41662, for property known as 280 Park Avenue.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-w. Resolution authorizing Mayor and Director of Health and Human Services to submit application to County of Essex, Department of Citizen Services, Division on Aging, in amount of \$945,033., to continue the Newark Nutrition Project for the Elderly for congregate meals, for period January 1, 1993 to December 31, 1993. (Essex County Department of Citizen Services Grant Award Request-\$945,033., Project Income (Estimated)-\$112,000., In-Kind Contributions (Estimated)-\$186,164., totalling \$1,243,197.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-x. Resolution authorizing Mayor and Director of Health and Human Services to submit application to County of Essex, Department of Citizen Services, Division on Aging, in amount of \$158,455., to continue the Newark Nutrition Project for the Elderly for Meals-on-Wheels, for period January 1, 1993 to December 31, 1993. (Essex County Department of Citizen Services Grant Award Request-\$158,455., Project Income (Estimated)-\$25,000., totalling \$183,455.)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-y. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Newark Public Library, to provide quality cultural programs and exhibitions for its residents, for period August 1, 1992 to April 30, 1993, contract shall be in amount of \$15,000., funds provided by HCDA XVIII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-z. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Offender Aid and Restoration of Essex County, to provide re-entry services to deinstitutionalized adults, for period May 1, 1992 to April 30, 1993, contract shall be in amount of \$25,000., funds provided by HCDA XVIII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-ba. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Newark Community School of the Arts, to provide visual and performing art lessons for its residents, for period May 1, 1992 to April 30, 1993, contract shall be in amount of \$100,000., funds provided by HCDA XVIII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-bb. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Ensemble Theatre Company, to provide quality theatrical programming for its residents, for period October 1, 1992 to June 30, 1993, in amount of \$10,000., funds provided by HCDA XVIII.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-bc. **Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Ivy League Associates, for development of a Substance Abuse Manual for residents of City, for period September 1, 1992 to December 31, 1992, in amount of \$9,500., funds provided by grant award from County of Essex, Division of Community Health Services, Alcoholism/Drug Abuse Unit in amount of \$200,000.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-bd. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Turning Point, Inc., to provide social services to the substance abuse population of City, for period May 1, 1992 to April 30, 1993, in amount of \$45,000., funds provided by HCDA XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-R-be. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Project Read, to provide high quality literacy tutoring services to its residents, for period May 1, 1992 to April 30, 1993, in amount of \$10,000., funds provided by HCDA XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-R-bf. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Newark Emergency Services for Families (NESF), for provision of social services to homeless families, for period October 1, 1992 through September 30, 1993, in amount of \$70,000.; funds provided by H.C.D.A. XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-R-bg. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Independence High School, to provide alternate high school educational opportunity to its youth, for period May 1, 1992 to April 30, 1993, in amount of \$25,000.; funds provided by H.C.D.A. XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-R-bh. Resolution ratifying and authorizing Director of Health and Human Services to enter into and execute contract with Special Audiences, Inc., to provide Substance Abuse Drama Presentations, for period September 1, 1992 through December 31, 1992, in amount of \$25,000.; funds provided from County of Essex, Division of Community Health Services Alcoholism/Drug Abuse Unit.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-bi. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Youth Development Clinic, for provision of ambulatory health services, for period August 1, 1992 to July 31, 1993, in amount of \$45,000.; funds provided by H.C.D.A. XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-R-bj. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with St. Columba Neighborhood Club, to provide high quality social and recreational youth services, for period September 1, 1992 to August 30, 1993, in amount of \$30,000.; funds provide by H.C.D.A. XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-R-bk. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Ironbound Educational and Cultural Center, to provide educational and social services to youth and senior citizens, for period May 1, 1992 to April 30, 1993, in amount of \$25,000.; funds provide by H.C.D.A. XVIII.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-R-bl. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to apply for funds in amount of \$578,274.57 from New Jersey State Department of Education, for the Child Care Food Program, for period October 1, 1992 to September 30, 1993.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-R-bm. Resolution authorizing Mayor and Director of Health and Human Services to apply to and accept funds, on behalf of City of Newark, N.J. Eligible Metropolitan Area (NJEMA), from United States Department of Housing and Urban Development, in amount of \$1,366,000., In-Kind Match, \$34,807., totalling \$1,400,807., to provide housing and supportive services to persons with AIDS, for period January 1, 1993, to December 31, 1993.**
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-bn. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Olga Sheehy Quintana, M.D., for provision of medical services to homeless individuals and families and to provide On Call Emergency Medical Care coverage at fourteen shelter sites and two soup kitchens, from 8:00 P. M. to 8:00 A. M., daily, weekends and holidays, for period November 1, 1992 to October 31, 1993, in amount of \$35,850., funds provided by United States Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service"; pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-bo. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Clarence A. Foye, M.D., for provision of medical services to homeless individuals and families and to provide On Call Emergency Medical Care coverage at fourteen shelter sites and two soup kitchens from 8:00 P.M. to 8:00 A.M. daily, weekends and holidays, for period November 1, 1992 to October 31, 1993, in amount of \$35,850., funds provided by U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-bp. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Imran A. Shilleh, M.D., for provision of medical services to homeless individuals and families, for period November 1, 1992 to October 31, 1993, in amount of \$22,800., funds provided by U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-bq. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Rameshchan Kania, M.D., for provision of medical services to homeless individuals and families, for period November 1, 1992 to October 31, 1993, in amount of \$29,850., funds provided by U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-br. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Lillian Carter, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1992 to October 31, 1993, in amount of \$8,923.92, funds provided by U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-bs. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Wanda R. Alderman, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1992 to October 31, 1993, in amount of \$11,683.29, funds provided by U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-bt. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Mary A. Johnson, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1992 to October 31, 1993, in amount of \$11,683.29, funds provided by U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-bu. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Sandra A. Jenkins, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1992 to October 31, 1993, in amount of \$11,683.29, funds provided by U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-bv.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Margaretta Morgan, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1992 to October 31, 1993, in amount of \$8,630.37, funds provided by U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole.

Council Member Martinez requested, through the Chair, that the City Clerk be directed to request the Director of Health and Human Services to forward addresses of the Doctors and Nurses listed in Resolutions 7-R-bn through 7-R-bw.

The motion was declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-bw.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Shirley O. Scott, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1992 to October 31, 1993, in amount of \$5,694.87, funds provided by U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(i))
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-bx.** Resolution amending Resolution 7-R-bb, April 1, 1992, "accepting funds in amount of \$626,592., from Essex County Department of Citizen Services, Division on Aging, for continuation of the Newark Nutrition Project for the Elderly's congregate meal program in City, for period January 1, 1992 to September 30, 1992...total budget \$845,111., by changing grant from \$626,592. to \$955,964., and changing contract period to read January 1, 1992 to December 31, 1992 and changing total budget from \$845,111. to \$1,237,352. (Older American Act Funds and U.S.D.A. Funds from \$626,592. to \$955,964.), all other provisions shall remain in full force and effect.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-by.** Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly, \$329,372., item available from Essex County Department of Citizen Services, Division on Aging.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-bz. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Nutrition Project for the Elderly - Meals on Wheels, \$68,685.; item available from Essex County Department of Citizen Services, Division on Aging.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-ca. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Housing Opportunities for People with AIDS, \$1,366,000.; item available from United States Department of Housing and Urban Development.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cb. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Urban Park and Recreation Recovery Grant, \$70,000.; item available from United States Department of the Interior, National Park Service.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cc. Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Department of Engineering Division of Sanitation, Services by Contract or Agreement-\$4,568,442., Unclassified Operations, General Liability Insurance-\$3,669,758., Cost of Bond Issuance-\$261,800., totalling -\$8,500,000.; Special Item of Revenue, Bond Issue-\$8,500,000. (For financing the cost of tax refunds)**

(Copy of resolution and correspondence submitted to each Member of the Council)

(Resolution returned to Administration per their request November 5, 1992)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on the call of a special meeting to be held Tuesday, December 8, 1992, at 10:00 A.M., or as soon thereafter as practical in the Council Chamber/Council Conference Room was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cd.** Resolution designating reserved parking area for handicapped motorists on Jefferson Street, Westside, beginning 75 feet north of the northerly curblane of East Kinney Street and extending 21 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-ce.** Resolution designating reserved parking area for handicapped motorists on Congress Street, Westside, beginning 202 feet south of the southerly curblane of Lafayette Street and extending 22 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cf.** Resolution designating reserved parking area for handicapped motorists on 11th Avenue, Southside, beginning 44 feet east of the easterly curblane of South 11th Street and extending 18 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cg.** Resolution designating reserved parking area for handicapped motorists on Walnut Street, Northside, beginning 161 feet west of the westerly curblane of Pacific Street and extending 24 feet westerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (East Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-ch. Resolution designating reserved parking area for handicapped motorists on South 11th Street, Westside, beginning 133 feet south of the southerly curblin of 12th Avenue and extending 22 feet southerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-ci. Resolution designating reserved parking area for handicapped motorists on North 9th Street, Eastside, beginning 174 feet north of the northerly curblin of Berkeley Avenue and extending 17 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (North Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cj. Resolution designating reserved parking area for handicapped motorists on 9th Avenue, Southside, beginning 65 feet east of the easterly curblin of South 14th Street and extending 21 feet easterly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8. (West Ward)**
(Copy of resolution and correspondence submitted to each Member of the Council)
(Approval not required by Department of Transportation)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-ck-1. Resolution recognizing and commending Mrs. Barbara J.C. McSweeney, President, Shaw University National Alumni Association.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-ck-2. Resolution recognizing and commending Group 1, II, III, IV, and major art student winners of the 1992 "Newark Day" Poster Contest.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-ck-3. Resolution recognizing and commending Gerald Corvalho of Arts High School as the "Overall Winner" of the "Newark Day" Poster Contest.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-ck-4. Resolution recognizing and commending Ms. Maggie Whitner on the convivial occasion of her 115th birthday.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-ck-5. Resolution recognizing and commending the New Jersey Mar Thoma Church in Newark.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-ck-6. Resolution recognizing and commending Mr. Lewis Watson on the occasion of his retirement from the United States Postal Service.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-ck-7. Resolution recognizing and commending Mrs. Blonnie Watson on her retirement from the United States Postal Service.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-cl-1. Resolution recognizing and commending Ms. Mamie Crowartie, Newark resident, (A.S.) for successfully completing a literacy program sponsored by the Partnership Against Illiteracy in Newark.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-cl-2. Resolution recognizing and commending the students at First Avenue, Lincoln Elementary, Quitman Street, Wilson Avenue and Avon Avenue Schools for successfully participating in the "Get Hooked on Fishing, Not on Drugs" Program held at the Newark Watershed on November 2-6, 1992.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cl-3. Resolution recognizing and commending Newark Police Sergeant Peter Devita, and Newark Police Officers Robert Braswell, Daryl Strickland, Jesse Montanez, Jeffrey Marshall and Robert Decker for their participation in the "Get Hooked on Fishing, Not on Drugs" Program held at the Newark Watershed on November 2-6, 1992.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cl-4. Resolution recognizing and commending La Casa de Don Pedro, Inc. on the distinguished occasion of its 20th Anniversary.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cl-5. Resolution recognizing and commending the Black United Fund of New Jersey's "Key Club and Sparky J Reunion Jazz Organ Jam".**
(A.S.)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cl-6. Resolution recognizing and commending Mr. Jack Soroka, Guidance Counselor at Weequahic High School, for his many years of dedicated and meritorious service in the field of education.**
(A.S.)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cl-7. Resolution recognizing and commending the Acores Social & Sport Club, Inc. (A.S.) on the occasion of its twenty-fourth Anniversary.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cl-8. Resolution recognizing and commending B.S.A. Troop #141 Life Scouts Brian (A.S.) Barroquero, George Loureiro and John Loureiro on attaining the distinguished Rank of Eagle Scout.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cl-9. Resolution recognizing and commending B.S.A. Troop #141 Scoutmaster Domingos (A.S.) Peteiro for "exemplary leadership and community service".**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cl-10. Resolution recognizing and commending the Honorable George Branch upon retiring (A.S.) from the Newark Housing Authority, after accumulating 30 years of "exemplary service".**

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cl-11. Resolution recognizing and commending Sport Clube Portuguese, Inc., on the (A.S.) grand occasion of its 71st Anniversary joyously celebrated on Saturday, December 5, 1992.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cm. Resolution by the Newark Municipal Council rejecting the vehicle towing (A.S.) contract bids submitted to the City of Newark's Division of Central Purchasing by B & C Towing, Dente Brothers Towing and C & J Towing.**

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Tucker, President Bradley.

Not Voting: Council Members Carrino, Martinez, Villani.

Absent: Council Member Rice.

At a later time in the meeting, after Resolution 7-R-cq (A.S.), Council Member Martinez requested his vote be changed from not voting to the negative and after Motions, Council Member Carrino requested his vote be changed from not voting to the negative.

December 3, 1992

A motion to adopt the resolution was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Tucker, President Bradley.
No: Council Members Carrino, Martinez.
Not Voting: Council Member Villani.
Absent: Council Member Rice.

**7-R-cn.
(A.S.)** Resolution authorizing transfer of funds from Department of Law, Other Expenses, Services by Contract or Agreement, \$7,000., Department of Administration, Division of Office Services, Other Expenses, Services by Contract or Agreement, \$86,515., Division of Budget, Other Expenses, Services by Contract or Agreement, \$2,000., Materials and Supplies, \$400., totalling \$95,915., to Department of Law, Other Expenses, Services by Contract or Agreement, \$7,000., Department of Administration, Division of Office Services, Other Expenses, Materials and Supplies, \$10,000., Equipment, \$76,515., Division of Budget, Personnel Service, Other Pay, \$2,400., totalling \$95,915., pursuant to N.J.S.A. 40A:4-58.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Grant by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

**7-R-cn-1.
(A.S.)** Resolution authorizing transfer of funds from Office of the City Clerk/Municipal Council, Municipal Council, Personnel Services, Salaries and Wages, \$27,000., Miscellaneous, Recreational Support, \$4,500., to Other Expenses, Service by Contract or Agreement, \$31,500., pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

**7-R-co.
(A.S.)** Resolution declaring an emergency exists as to "An ordinance to amend and supplement Title 22, Streets and Sidewalks; to create a Chapter 23, Licenses for Pay Phones on Streets and Sidewalks, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented to allow the installation of the pay phones on the City of Newark's sidewalks, to be regulated to insure that their use, maintenance and locations does not interfere with the public's use of the streets and sidewalks," 6-Ph, S & F-d, being finally adopted December 3, 1992, and the Ordinance becomes effective immediately upon final passage, approval by the Mayor and publication, in accordance with the laws of the State of New Jersey.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-R-cp.
(A.S.) **Resolution ratifying and authorizing extension of time for Tax Certificate Fund/Fleet Factors, to obtain a Final Judgement of foreclosure on assigned certificates for period of six months from October 27, 1992 to April 26, 1993, pursuant to N.J.S.A. 54:5-114.5.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cq.
(A.S.) **Resolution declaring intent of Municipal County of the City of Newark in the County of Essex, State of New Jersey to finance the payment of amounts owing to others for taxes levied in and by the City of Newark for the Tax Year 1992 through the issuance of bonds or notes of the City.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a call of a special meeting to be held Tuesday, December 8, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber/Council Conference Room was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cr.
(A.S.) **Resolution of the City of Newark making application to the Local Finance Board pursuant to N.J.S.A. 40A:2-51 et seq. and N.J.S.A. 40A:3-1 et seq. for approval of the Refunding which provides for payments of amounts owing to others for taxes levied in and by City of Newark, in the County of Essex, New Jersey appropriating \$8,200,000. therefor and authorizing the issuance of \$8,200,000. qualified bonds or notes of the City for financing the cost thereof.**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to place this legislation on a call of a special meeting to be held Tuesday, December 8, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber/Council Conference Room was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

- 7-R-cs.
(A.S.) **Resolution authorizing Director of Development to execute and enter into Memorandum of Understanding with JP Affordable Housing, Inc., Redeveloper, 178 Central Avenue, Jersey City, New Jersey 07307 to construct approximately 26 affordable two-family homes for sale to low and moderate income families on city-owned property located in the Central Ward on Tax Block 291, Lots 10, 11, 13, 14, 15, 17, 18, 20, 24, 25, 26, 27, 28, 29, 31, 32, 33, 34, 35, 36, 38, 39, 44, 45, 46, 47, and 48, (bounded by 15th Avenue, So. 7th Street, 16th Avenue and So. 8th Street) and in the West Ward on Tax Block 1894, Lots 1, 3, 4, 5, 6, 8, 9, 10, 33, 11, 13, 14, 20, 22, 23, 24, 26, 28, 29, 31 and 35 (bounded by Orange Street, So. 11th Street and Market Street)**

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

**7-R-ct.
(A.S.)** Resolution ratifying and authorizing Mayor and Director of Development to enter and execute contract with First Class Championship Development Center, Inc., a New Jersey non-profit corporation, for purpose of continuing the rehabilitation of 936-38 Bergen Street, for use as an athletic center, in amount of \$75,000., for period December 1, 1992 through December 1, 1993, funds provided in H.C.D.A. XVIII.

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

**7-R-cu.
(A.S.)** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter and execute contract with First Class Championship Development Center, for provision of recreational services for youth at risk, for period November 1, 1992 through October 31, 1993, in amount of \$70,000., funds provided from Urban Park and Recovery Act, from National Park Service, Department of the Interior.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

Absent: Council Member Rice.

**7-R-cv.
(A.S.)** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds, on behalf of First Class Championship Development Center from the National Park Service, for purposes of recreational services to youth at risk, for period June 1, 1992 to September 30, 1994, in amount \$70,000. (Personnel & Equipment), H.C.D.A. Match, (Construction Costs), \$30,000., totalling \$100,000.

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Not Voting: Council Member Carrino.

Absent: Council Member Rice.

**7-R-cw.
(A.S.)** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Connie Pitts, for provision of services as Choral Director/Organist for Newark's Senior Citizen Choral Group, for period December 1, 1992 to November 30, 1993, in amount of \$1,800. (Contract awarded without competitive bidding as a "Extraordinary, Unspecifiable Service", pursuant to Local Public Contracts Law N.J.S.A. 40A:11-5 (1)(a)(ii))

A motion to adopt the resolution was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: Council Member Rice.

MOTIONS.

- 7-M-a.** A MOTION RESPECTFULLY REQUESTING THAT THE ADMINISTRATION BE SUPPORTIVE OF THOSE LAW ENFORCEMENT OFFICERS WHO APPEARED BEFORE THE GOVERNING BODY TO SHARE THEIR GRIEVANCES was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-b.** A MOTION REQUESTING THAT THE PASSAIC VALLEY SEWERAGE COMMISSIONERS FORWARD TO THE GOVERNING BODY OF NEWARK A COPY OF THE BENEFICIAL USE OF SLUDGE STUDY AS WELL AS THE DOCUMENTS USED TO SUPPORT SAID STUDY was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-c.** A MOTION DIRECTING THE CITY CLERK TO PREPARE A RESOLUTION FOR THE DECEMBER 16, 1992 MEETING RECOGNIZING AND COMMENDING THOSE MEMBERS OF THE OFFICE OF THE CITY CLERK WHO RECEIVED A NOTICE OF LAYOFF FOR THEIR MANY YEARS OF DEDICATED AND MERITORIOUS SERVICE was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-d.** A MOTION DIRECTING THE CITY CLERK TO FORWARD A VERBATIM TRANSCRIPT OF REMARKS MADE BY MS. BEATRICE CAGLE, HEARD UNDER HEARINGS OF CITIZENS, TO MAYOR JAMES, BUSINESS ADMINISTRATOR GRANT AND FINANCE DIRECTOR JEAN FOR THEIR IMMEDIATE ATTENTION; FURTHER DIRECTING THIS MATTER BE PLACED ON THE CALL OF A SPECIAL MEETING TO BE HELD ON DECEMBER 8, 1992, OR AS SOON THEREAFTER AS PRACTICAL, IN THE COUNCIL CONFERENCE ROOM/COUNCIL CHAMBER, CITY HALL was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-e.** A MOTION DIRECTING THE CITY CLERK NOT TO ACCEPT ANY ADDED STARTERS FROM ADMINISTRATION UNLESS THE SIGNATURE OF THE COUNCIL PRESIDENT IS AFFIXED THERETO was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-f.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ALICE E. MOORE OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-g.** A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ELENORA HANSBERRY OF NEWARK was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-M-h. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. SARAH D. OSTROFF (ROSELLE), RETIRED COMMERCIAL STUDIES TEACHER AT THE FORMER SOUTH SIDE HIGH SCHOOL, NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-i. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES E. SMITH OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-j. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. CARMELLA C. SPERDUTO OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-k. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DANIEL LANNO (UNION), RETIRED NEWARK EMPLOYEE WITH THE DEPARTMENT OF ENGINEERING** was made by Council Member Harris, seconded by by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-l. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. GAIL BERNARD OF NEWARK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-m. **A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING INVESTIGATE THE CAUSE OF THE SEWERAGE BACKUP AT 146 IVY STREET** was made by Council Member Harris, seconded by by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-n. **A MOTION EXPRESSING SINCERE BEST WISHES FOR A SPEEDY RECOVERY TO MR. THOMAS JACKSON, TENANT PRESIDENT OF THE HAYES HOMES ASSOCIATION** was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-o. **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. DENNIS BOYD, FORMER EMPLOYEE WITH THE OFFICE OF THE CITY CLERK** was made by Council Member Harris, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-M-p. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. EDNA GREENLEAF, DIRECTOR OF ALUMNI AFFAIRS AT ESSEX COUNTY COLLEGE AND SISTER OF MR. LOUIS GREENLEAF, CHIEF OF COUNTY INVESTIGATORS FOR THE ESSEX COUNTY PROSECUTOR'S OFFICE was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-q. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. LOUIS LAUSELL, SON OF MS. GLADYS LUGARDO, COORDINATOR OF SENIOR CITIZEN ACTIVITIES FOR ST. COLUMBA NEIGHBORHOOD CENTER was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-r. A MOTION CONDEMNING RACISM IN ANY FORM OR FASHION WITHIN MAJOR LEAGUE BASEBALL AND AMERICAN SOCIETY IN GENERAL was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-s. A MOTION CONGRATULATING MAYOR JAMES IN BEING NAMED FIRST VICE-PRESIDENT OF THE NATIONAL LEAGUE OF CITIES was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-t. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MRS. ALICE ROGERS OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-u. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. GERARD L. STERLING OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-v. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. COLEL B. CAUTHEN OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-w. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. EVELYN SAUNDERS OF NEWARK was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 7-M-x. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. RUTH RIDLEY OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-y. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. WILLIAM BELL, JR. OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-z. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MS. CATHERINE J. PENZA OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-ba. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. JAMES E. WATSON OF NEWARK** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-bb. A MOTION DIRECTING THE CITY CLERK TO FORWARD A VERBATIM TRANSCRIPT OF REMARKS MADE BY MS. DONNA JACKSON, UNDER HEARINGS OF CITIZENS, TO MAYOR JAMES AND SUPERINTENDENT OF SCHOOLS CAMPBELL FOR THEIR ATTENTION AND NECESSARY ACTION** was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-bc. A MOTION STRONGLY URGING THE APPROVAL OF LEGISLATION REINSTATING THE APPROPRIATION OF SUFFICIENT DOLLARS TO EXTEND GENERAL ASSISTANCE BENEFITS FOR "EMPLOYABLE" WELFARE RECIPIENTS THROUGHOUT THE STATE OF NEW JERSEY** was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
- 7-M-bd. A MOTION URGING THE NEW JERSEY LEGISLATURE TO OPPOSE THE NEW JERSEY PUBLIC SCHOOL REFORM ACT OF 1992** was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.
- 7-M-be. A MOTION REQUESTING COUNCIL PRESIDENT TO ESTABLISH A MUNICIPAL COUNCIL LEAD POISONING COMMITTEE AND DIRECTING THE COMMITTEE TO MEET AND REQUEST THE ADMINISTRATION TO DO IMMEDIATE TESTING AND EVALUATION ON THE LEVEL OF LEAD IN THE DRINKING WATER AND LEAD BASE PAINT AND THE SWIFT REMOVAL OF SAME** was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

- 7-M-bf.** **A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. NED HUDSON** was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
 Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
 Absent: Council Member Rice.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS:

- 8-a.** The City Clerk presented Communication from Business Administrator Grant, received November 18, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To Institute the title of Chief Code Enforcement Officer (Represented) and to abolish the title of Chief Sanitary Inspector in the Department of Engineering)."

(Chief Code Enforcement 1 1/1/91 \$42,839.42 - \$51,609.41
 Officer (Represented))
 (40 Hours))

(Instituting and abolishing title in Department of Engineering. No increase in head count. Sufficient funds are available. Represented by Local 2299 A.F.S.C.M.E. (Inspectors)).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this item on the December 16, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
 Absent During Roll Call: Council Member Branch.
 Absent: Council Member Rice.

- 8-b.** The City Clerk presented Communication from Business Administrator Grant, received November 20, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of Development,' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To institute certain position titles in the Department of Development)."

(Coordinator of 1 1/1/92 \$26,780.54 - \$32,187.98
 Maintenance Services 1/1/93 27,851.76 - 33,475.50
 (35 Hours) 1/1/94 28,965.83 - 34,814.52

Data Processing 1 1/1/92 23,375.40 - 28,026.11
 Technician 1/1/93 24,310.42 - 29,147.15
 (35 Hours) 1/1/94 25,282.84 - 30,313.04

Senior Computer 1 1/1/92 24,455.39 - 29,346.01
 Operator 1/1/93 25,433.61 - 30,519.85
 (35 Hours) 1/1/94 26,450.92 - 31,740.64)

(Instituting titles in Department of Development which more appropriately describes duties and responsibilities of employees serving in positions. Old titles are common titles. No increase in head count. Represented by Newark Council No. 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-h on pages 6 and 7 in the minutes of this meeting.)

December 3, 1992

8-c.

The City Clerk presented **Communication from Business Administrator Grant, received November 20, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of Engineering and establishing salaries therefor,' (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To institute the title of Sanitation Inspector, Bilingual in Spanish and English in the Department of Engineering)."**

(Sanitation Inspector, 1 1/1/91 \$16,743.92 - \$19,646.54
Bilingual in Spanish
and English
(40 Hours))

(Instituting title of Sanitation Inspector in Department of Engineering to better service Spanish Speaking areas of the City. No salary change. No increase in head count. Represented by A.F.S.C.M.E. Local 2299 (Inspectors)).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 16, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Rice.

8-d.

The City Clerk presented **Communication from Business Administrator Grant, received November 20, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of Development,' (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To institute the title of Data Processing Systems Programmer in the Department of Development)."**

(Data Processing 1 1/1/92 \$30,725.03 - \$36,966.91
Systems Programmer 1/1/93 31,954.03 - 38,445.59
(35 Hours) 1/1/94 33,232.19 - 39,983.41)

(Instituting title in Department of Development which is required to service the custom designed Case Management and Cost Estimating computer systems. Position funded through H.C.D.A. Represented by Newark Council No. 21, Civil Service Association.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this item on the December 16, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Rice.

December 3, 1992

8-e.

The City Clerk presented Communication from Business Administrator Grant, received November 20, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting positions in the Department of General Services and establishing salaries therefor,' (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To institute certain position titles and abolish others in the Department of General Services)."

(Chief Administrative Services	1	1/1/92	\$35,568.69 - \$42,834.50
(35 Hours)		1/1/93	36,991.44 - 44,547.88
		1/1/94	38,471.10 - 46,329.80

Senior Computer Operator	1	1/1/92	24,455.39 - 29,346.01
(35 Hours)		1/1/93	25,433.61 - 30,519.85
		1/1/94	26,450.92 - 31,740.64

(Instituting two titles in Department of General Services. One is reclassification by New Jersey Department of Personnel and second to more appropriately described duties and responsibilities of employee serving in title. Old title is common title. No increase in head count. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the December 16, 1992 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Rice.

8-f.
(A.S.)

Communication from Acting Business Administrator Hollar-Gregory, received November 25, 1992, enclosing proposed "Ordinance approving the sale of numerous properties located on Tax Blocks 283, 284, 285, 287, 288, 324, 326, 327, 329, 330, 333, 335, 336, 337, 2660, 2661, 2662, 2664, 2665, 2666, 2677, 2678, 2679, 2680, 2681, 2683, 2685, 2688, 2689, 2690, 2692, 2693, 2697, 2703, 2785 and 2792, in the City of Newark to the Housing Authority of the City of Newark, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1)."

(Various properties located in South, Central and East Wards, \$1,000. per lot, for development of court mandated scattered site replacement public housing program, NHA Federal Court settlement)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinances 6-F-g (A.S.) and 6-F-g-1 (A.S.), on pages 5 and 6 in the minutes of this meeting.)

8-g.
(A.S.)

Proposed, "Ordinance to amend Title 17, Chapter 2, Section 4, Curfew of Minors of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to establish standards for the enforcement of a curfew ordinance."

(For action on this item, see Ordinance 6-F-i, on pages 7 and 8 in the minutes of this meeting.)

8-h.
(A.S.)

Communication from Business Administrator Grant, received December 3, 1992, enclosing proposed "Refunding Bond Ordinance providing for the payment of amounts owing to others for taxes levied in and by the City of Newark, in the County of Essex, New Jersey for the Tax Year 1992 and appropriating \$8,200,000. therefor and authorizing the issuance of \$8,200,000. refunding bonds or notes of the City for financing the cost thereof."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-j (A.S.) on page 8 in the minutes of this meeting)

Petitions.

None.

PENDING BUSINESS ON THE AGENDA.

9-a.

Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c), adopted may 4, 1977, as amended and supplemented (To institute the title of Affirmative Action Officer and to abolish the title of Manager, Office of Affirmative Action on the Office of the Mayor)."

(Affirmative Action 1 1/1/90 \$38,756.00 - \$47,108.00 Officer)

(Instituting position title and abolishing old in the Office of the Mayor which replaces a non-standard title with a new Jersey State Department of Personnel approved title. No salary change. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to defer action on the ordinance was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Branch.

Absent: Council Member Rice.

9-b.

Communication from Business Administrator Grant, received October 15, 1992, enclosing proposed, "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, rescinding North 11th Street as a One-Way Street."

(North Ward)

(Deleting:
North 11th Street
Southbound, from Togo Place to Park Avenue)
(Copy of ordinance and correspondence submitted to each
Member of the Council)
(Awaiting approval of Department of Transportation, Division of
Traffic Engineering)

A motion to defer action on the ordinance was made by the
Council of the Whole and adopted by the following votes:
Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker,
Villani, President Bradley.
Absent During Roll Call: Council Member Branch.
Absent: Council Member Rice.

9-c.

Communication from Business Administrator Grant,
received November 6, 1992, enclosing proposed, "Ordinance
to amend an ordinance entitled, 'An ordinance instituting
permanent positions in the Department of Finance and
establishing salaries therefor,' (6-S & F-h) adopted May 4,
1977, as amended and supplemented (To institute the title of
Coordinator, Financial Research in the Department of
Finance)."

(Coordinator, Financial	1	1/1/92	\$42,515.43 - \$51,298.25
Research		1/1/93	44,216.05 - 53,350.18
(35 Hours)		1/1/94	45,984.69 - 55,484.19)

(Instituting title in Department of Finance to support reorganization
plan. Funds are available in department's 1992 budget. Old title is
common title. No increase in head count. Represented by Newark
Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each
Member of the Council)

A motion directing the City Clerk to place this item on the call of a
special meeting to be held December 8, 1992, at 10:00 A.M., or as soon
thereafter as practical, in the Council Chamber/Council Conference
Room, City Hall was made by the Council of the Whole and adopted by
the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker,
Villani, President Bradley.
Absent: During Roll Call: Council Member Branch.
Absent: Council Member Rice.

9-d.

Communication from Business Administrator Grant, received
November 6, 1992, enclosing proposed, "Ordinance to amend an
ordinance entitled, 'An ordinance instituting permanent position
the Department of Finance and establishing salaries therefor,'
& F-h) adopted May 4, 1977, as amended and supplemented (To
institute the title of Director of Licenses in the Department of
Finance)."

(Director of Licenses	1	1/1/92	\$39,015.70 - \$47,043.66
(35 Hours)		1/1/93	40,576.33 - 48,925.41
		1/1/94	42,199.38 - 50,882.43)

(Instituting title in Department of Finance which more appropriately
describes duties and responsibilities of employee. Annual fiscal impact-
\$2,100. Old title is common title. No increase in head count.
Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each
Member of the Council)

A motion directing the City Clerk to place this item on the call of a special meeting to be held December 8, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber/Council Conference Room, City Hall was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: During Roll Call: Council Member Branch.

Absent: Council Member Rice.

9-e.

Communication from Business Administrator Grant, received November 6, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Assistant Director of Finance in the Department of Finance)."

(Assistant Director 1 1/1/92 \$53,835.00 - \$65,308.00 of Finance)

(Instituting title in Department of Finance, necessary to support reorganization plan in department. Funds are available in 1992 budget. Not represented by any bargaining unit. Head count in department will increase by one.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this item on the call of a special meeting to be held December 8, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber/Council Conference Room, City Hall was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: During Roll Call: Council Member Branch.

Absent: Council Member Rice.

9-f.

Communication from Business Administrator Grant, received November 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Assistant Chief Financial Officer in the Department of Finance)."

(Assistant Chief Financial Officer 1 1/1/92 \$53,835.00 - \$65,308.00)

(Creating title in Department of Finance necessary to support reorganization plan in department. Funds are available in department's 1992 budget. Not represented by any bargaining unit. Department head count will increase by one.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion directing the City Clerk to place this item on the call of a special meeting to be held December 8, 1992, at 10:00 A.M., or as soon thereafter as practical, in the Council Chamber/Council Conference Room, City Hall was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: During Roll Call: Council Member Branch.

Absent: Council Member Rice.

December 3, 1992

- 9-g. **Communication from His Honor, Mayor Sharpe James, received November 10, 1992, appointing, subject to confirmation, Mr. Billy Joe Curry, 732 South 15th Street, Newark, New Jersey, as a Member of the Affirmative Action Review Council, for term commencing January 1, 1993 and expiring January 1, 1996.**

(Copy of communication submitted to each Member of the Council)

A motion directing the City Clerk to return this item to Mayor Sharpe James for clarification was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: During Roll Call: Council Member Branch.

Absent: Council Member Rice.

- 9-h. **Communication from His Honor, Mayor Sharpe James, received November 10, 1992, appointing, subject to confirmation, Mr. Daniel Sedares, 371 Lake Street, #303, Newark, New Jersey, as a Member of the Affirmative Action Review Council, for term commencing January 1, 1993 and expiring January 1, 1996.**

(Copy of communication submitted to each Member of the Council)

A motion directing the City Clerk to return this item to Mayor Sharpe James for clarification was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.

Absent: During Roll Call: Council Member Branch.

Absent: Council Member Rice.

NEW BUSINESS ON THE AGENDA.

None.

MISCELLANEOUS.

- 11-a. The City Clerk reported the following Bingo and Raffle Licenses were issued from November 7, 1992 to November 20, 1992.

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Residents for Community Action	10576 (Amended)

SENIOR CITIZENS

Stephen Crane 49's	64
--------------------	----

December 3, 1992

RAFFLE LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Residents for Community Action Auxiliary of Foundation for Servicing Children and Young Adults with Learning Disabilities of New Jersey Inc.	10575 (Amended)
St. Lucy Filippini Academy	10722 (Amended)
Black Youth Organization, Inc.	10777
Black Youth Organization, Inc.	10778
Black Youth Organization, Inc.	10779

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.

- 11-b. The following applications for Street Dedications were approved by President Bradley in accordance with Ordinance 6-S & F-e, January 22, 1992.

None.

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:
Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Tucker, Villani, President Bradley.
Absent: Council Member Rice.


This meeting adjourned at 4:12 P.M.

APPROVED:

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, December 8, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, City Hall, Newark, New Jersey, at 2:35 P.M.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Carrino, Martinez.

City Clerk Marasco read letter dated December 4, 1992, from Council President Donald Bradley, calling a special meeting of the Municipal Council for Tuesday, December 8, 1992, at 10:00 A.M., or as soon thereafter as practical in the Conference Room/Council Chamber, City Hall, Newark, New Jersey, to consider the following legislation:

Refunding Bond Ordinance providing for the payment of amounts owing to others for taxes levied in and by the City of Newark, in the County of Essex, New Jersey for the Tax Year 1992 and appropriating \$8,200,000. therefor and authorizing the issuance of \$8,200,000. refunding bonds or notes of the City for financing the cost thereof.

Resolution requesting Director of Local Government Service to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Department of Engineering, Division of Sanitation, Services by Contract or Agreement-\$4,568,442., Unclassified Operations, General Liability Insurance-\$3,669,758., Cost of Bond Issuance-\$261,800., totalling - \$8,500,000.; Special Item of Revenue, Bond Issue-\$8,500,000. (For financing the cost of tax refunds) (7-R-cc, deferred December 3, 1992)

Resolution declaring intent of Municipal Council of the City of Newark in the County of Essex, State of New Jersey to finance the payment of amounts owing to others for taxes levied in and by the City of Newark for the Tax Year 1992 through the issuance of bonds or notes of the City. (7-R-cq (A.S.), deferred December 3, 1992)

Resolution of the City of Newark making application to the Local Finance Board pursuant to N.J.S.A. 40A:2-51 et seq. and N.J.S.A. 40A:3-1 et seq. for approval of the refunding which provides for payments of amounts owing to others for taxes levied in and by City of Newark, in the County of Essex, New Jersey appropriating \$8,200,000. therefor and authorizing the issuance of \$8,200,000. qualified bonds or notes of the City for financing the cost thereof. (7-R-cr (A.S.), deferred December 3, 1992)

Resolution authorizing Director of Engineering to execute Contract 92-21: Partial Renovation to 110 William Street, Newark, New Jersey, Interior Renovation to the STD Clinic, with Jacob's Construction Co. Inc., 4 Linden Avenue, West Orange, New Jersey 07052, for total sum \$21,450., term of contract is sixty (60) calendar days from Notice to Proceed.

Resolution authorizing Director of Engineering to execute contract with Recycling and Salvage, Inc., 170-180 Frelinghuysen Avenue, Newark, New Jersey for recycling of recyclable demolition debris and other recyclable materials, at a rate of \$68. per ton, for period of one year. (State Contract)

Resolution by the Newark Municipal Council authorizing transfer of \$300,000. from Surplus Funds to fund the addition of 30 Police Officers to Police Department Budget.

Resolution authorizing Director of Finance to issue check in amount of \$718.40, payable to Beatrice Cagle, 270 N. 5th Street, Newark, New Jersey, overpayment of water/sewer charges on estimated bills at 270 N. 5th Street..

Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of H.R. Edwards & Associates, as Public Relations Consultant for the Municipal Council for the period beginning January 1, 1993 and ending December 31, 1993. (Contract awarded without competitive bidding as an Extraordinary, Unspecifiable Service Contract, pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.).

Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of Bruno Associates, Inc., as Public Relations Consultant, for the Municipal Council for the period beginning January 1, 1993 and ending December 31, 1993. (Contract awarded without competitive bidding as an Extraordinary, Unspecifiable Service Contract, pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.).

Resolution approving application and financial agreement for long term tax exemption on improvements of NOBE Urban Renewal Development Corporation, for construction/rehabilitation of 49 rental housing units and 2 commercial spaces located at 753-759 Clinton Avenue, Block 3011, Lots 45, 47 and 889-891 South 15th Street, Block 3011, Lot 44, for a period of 30 years pursuant to the Long Term Exemption Law (N.J.S.A. 40A:20-1 et seq.) and upon the condition that the entity does not file a tax appeal except as the financial agreement permits.

**Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1 1/2"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect. (7-R-a, tabled August 5, 1992)
(To be removed from the table)**

Ordinance to amend Title 21, Chapter 5, Section 3 of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented (To adjust sewer user charges and define residential users).

Ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance..." (To institute the title of Coordinator, Financial Research in the Department of Finance). (9-c, deferred December 3, 1992)

Ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance..." (To institute the title of Director of Licenses in the Department of Finance). (9-d, deferred December 3, 1992)

Ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance..." (To institute the title of Assistant Director of Finance in the Department of Finance). (9-e, deferred December 3, 1992)

Ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance..." (To institute the title of Assistant Chief Financial Officer in the Department of Finance). (9-f, deferred December 3, 1992)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail The Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on December 4, 1992, at the time of its receipt. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

ORDINANCES ON FIRST READING.

President Bradley called for ordinances on first reading.

- 6-F-a.** The City Clerk read Refunding Bond Ordinance providing for the payment of amounts owing to others for taxes levied in and by the City of Newark, in the County of Essex, New Jersey for the Tax Year 1992 and appropriating \$8,200,000. therefor and authorizing the issuance of \$8,200,000. refunding bonds or notes of the City for financing the cost thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)

December 8, 1992

(Business Administrator Grant and Bond Counsel Frohling met with the Council December 8, 1992)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Villani, President Bradley.

Not Voting: Council Member Tucker.

Absent: Council Members Carrino, Martinez.

President Bradley: The yeses are six, the noes are one and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action at a special meeting on December 22, 1992.

RESOLUTIONS.

- 7-R-a. (S) Resolution requesting Director of Local Government Service to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Department of Engineering, Division of Sanitation, Services by Contract or Agreement-\$4,568,442., Unclassified Operations, General Liability Insurance-\$3,669,758., Cost of Bond Issuance-\$261,800., totalling - \$8,500,000.; Special Item of Revenue, Bond Issue-\$8,500,000. (For financing the cost of tax refunds)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Rice, Villani, President Bradley.

Not Voting: Council Members Harris, Tucker.

Absent: Council Members Carrino, Martinez.

- 7-R-b. (S) Resolution declaring intent of Municipal Council of the City of Newark in the County of Essex, State of New Jersey to finance the payment of amounts owing to others for taxes levied in and by the City of Newark for the Tax Year 1992 through the issuance of bonds or notes of the City.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Villani, President Bradley.

Not Voting: Council Member Tucker.

Absent: Council Members Carrino, Martinez.

- 7-R-c. (S) Resolution of the City of Newark making application to the Local Finance Board pursuant to N.J.S.A. 40A:2-51 et seq. and N.J.S.A. 40A:3-1 et seq. for approval of the refunding which provides for payments of amounts owing to others for taxes levied in and by City of Newark, in the County of Essex, New Jersey appropriating \$8,200,000. therefor and authorizing the issuance of \$8,200,000. qualified bonds or notes of the City for financing the cost thereof.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Villani, President Bradley.

Not Voting: Council Member Tucker.

Absent: Council Members Carrino, Martinez.

- 7-R-d. (S) Resolution authorizing Director of Engineering to execute Contract 92-21: Partial Renovation to 110 William Street, Newark, New Jersey, Interior Renovation to the STD Clinic, with Jacob's Construction Co. Inc., 4 Linden Avenue, West Orange, New Jersey 07052, for total sum \$21,450., term of contract is sixty (60) calendar days from Notice to Proceed.**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Martinez.

- 7-R-e. (S) Resolution authorizing Director of Engineering to execute contract with Recycling and Salvage, Inc., 170-180 Frelinghuysen Avenue, Newark, New Jersey for recycling of recyclable demolition debris and other recyclable materials, at a rate of \$68. per ton, for period of one year. (State Contract)**

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Martinez.

December 8, 1992

7-R-f.(S) Resolution by the Newark Municipal Council authorizing transfer of \$300,000. from Department of Health and Human Services, Division of Welfare, Miscellaneous, General Assistance, \$300,000., to Department of Police, Division of Police, Salaries and Wages, Police Officer, \$300,000.; pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Martinez.

7-R-g. (S) Resolution authorizing Director of Finance to issue check in amount of \$718.40, payable to Beatrice Cagle, 270 N. 5th Street, Newark, New Jersey, overpayment of water/sewer charges on estimated bills at 270 N. 5th Street, Account No. 10-518-2800-00 (New Account #34198) due to high estimated bills.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Martinez.

At a later time in the meeting, after Item 8-a (S), a Motion Excluding the public from the Special Meeting with reference to Resolutions 7-R-h(S) and 7-R-i(S) was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Martinez.

(This executive session commenced on Tape 3, #1,439 at 3:10 P. M. and ended on Tape 3, #1,500 at 3:20 P. M.

7-R-h. (S) Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of H.R. Edwards & Associates, as Public Relations Consultant for the Municipal Council for the period beginning January 1, 1993 and ending December 31, 1993. (Contract awarded without competitive bidding as an Extraordinary, Unspecifiable Service Contract, pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.).

(Copy of ordinance and correspondence submitted to each Member of the Council)

With respect to the above-entitled resolution, the City Clerk was directed to place this item on the December 16, 1992 Agenda.

- 7-R-i. (S) Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of Bruno Associates, Inc., as Public Relations Consultant, for the Municipal Council for the period beginning January 1, 1993 and ending December 31, 1993. (Contract awarded without competitive bidding as an Extraordinary, Unspecifiable Service Contract, pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.).

(Copy of ordinance and correspondence submitted to each Member of the Council)

With respect to the above-entitled resolution, the City Clerk was directed to place this item on the December 16, 1992 Agenda.

- 7-R-j. (S) Resolution approving application and financial agreement for long term tax exemption on improvements of NOBE Urban Renewal Development Corporation, for construction/rehabilitation of 49 rental housing units and 2 commercial spaces located at 753-759 Clinton Avenue, Block 3011, Lots 45, 47 and 889-891 South 15th Street, Block 3011, Lot 44, for a period of 30 years pursuant to the Long Term Exemption Law (N.J.S.A. 40A:20-1 et seq.) and upon the condition that the entity does not file a tax appeal except as the financial agreement permits.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Grant, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Martinez.

A motion to remove from the table "Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for Repair and maintenance of existing cold water meters (under 1½"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect.

(No action taken with respect to the above-mentioned resolution)

(This item will be considered at the December 16, 1992 meeting of the Municipal Council)

COMMUNICATIONS.

At a later time in the meeting, after Ordinance 9-d, this ordinance was considered.

- 8-a. (S) The City Clerk presented Proposed "Ordinance to amend Title 21, Chapter 5, Section 3 of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented (To adjust sewer user charges and define residential users)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Corporation Counsel Hollar-Gregory met with the Council December 8, 1992)

A motion directing the City Clerk to place this ordinance on the December 16, 1992 agenda of the Municipal Council for first reading was made by Council Member Tucker, seconded by Council Member Rice and failed of adoption by the following votes:
 Yes: Council Members Branch, Tucker, President Bradley.
 Not Voting: Council Members Grant, Harris, Rice, Villani.
 Absent: Council Members Carrino, Martinez.

PENDING BUSINESS ON THE AGENDA.

- 9-a. (S) The City Clerk presented ~~Communication from Business~~ Administrator Grant, received November 6, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Coordinator, Financial Research in the Department of Finance)."

(Coordinator, Financial	1/1/92	\$42,515.43 - \$51,298.25
Research	1/1/93	44,216.05 - 53,350.18
(35 Hours)	1/1/94	45,984.69 - 55,484.19)

(Instituting title in Department of Finance to support reorganization plan. Funds are available in department's 1992 budget. Old title is common title. No increase in head count. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Director of Finance Jean met with the Council December 8, 1992.)

A motion directing the City Clerk to place this ordinance on the December 16, 1992 Agenda of the Municipal Council for first reading was made by Council Member Rice, seconded by President Bradley and adopted by the following votes:

Yes: Council Members Branch, Grant, Rice, Villani, President Bradley.

No: Council Member Tucker.

Not Voting: Council Member Harris.

Absent: Council Members Carrino, Martinez.

- 9-b. (S) The City Clerk presented ~~Communication from Business~~ Administrator Grant, received November 6, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Director of Licenses in the Department of Finance).

(Director of Licenses	1 1/1/92	\$39,015.70 - \$47,043.66
(35 Hours)	1/1/93	40,576.33 - 48,925.41
	1/1/94	42,199.38 - 50,882.43)

(Instituting title in Department of Finance which more appropriately describes duties and responsibilities of employee. Annual fiscal impact-\$2,100. Old title is common title. No increase in head count. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Director of Finance Jean met with the Council December 8, 1992.)

A motion directing the City Clerk to place this ordinance on the December 16, 1992 Agenda of the Municipal Council for first reading was made by Council Member Harris, seconded by President Bradley and adopted by the following votes:

Yes: Council Members Branch, Grant, Rice, Villani, President Bradley.
No: Council Member Tucker.
Not Voting: Council Member Harris.
Absent: Council Members Carrino, Martinez.

- 9-c. (S) The City Clerk presented Communication from Business Administrator Grant, received November 6, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Assistant Director of Finance in the Department of Finance)."

(Assistant Director 1 1/1/92 \$53,835.00 - \$65,308.00 of Finance)

(Instituting title in Department of Finance, necessary to support reorganization plan in department. Funds are available in 1992 budget. Not represented by any bargaining unit. Head count in department will increase by one.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Director of Finance Jean met with the Council December 8, 1992.)

A motion directing the City Clerk to place this ordinance on the December 16, 1992 Agenda of the Municipal Council for first reading was made by Council Member Rice, seconded by President Bradley and adopted by the following votes:

Yes: Council Members Branch, Grant, Rice, Villani, President Bradley.
No: Council Member Tucker.
Not Voting: Council Member Harris.
Absent: Council Members Carrino, Martinez.

- 9-d. (S) The City Clerk presented Communication from Business Administrator Grant, received November 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor,' (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Assistant Chief Financial Officer in the Department of Finance)."

(Assistant Chief Financial Officer 1 1/1/92 \$53,835.00 - \$65,308.00)

(Creating title in Department of Finance necessary to support reorganization plan in department. Funds are available in department's 1992 budget. Not represented by any bargaining unit. Department head count will increase by one.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Director of Finance Jean met with the Council December 8, 1992.)

A motion directing the City Clerk to place this ordinance on the December 16, 1992 Agenda of the Municipal Council for first reading was made by Council Member Rice, seconded by President Bradley and adopted by the following votes:

Yes: Council Members Branch, Grant, Rice, Villani, President Bradley.
No: Council Member Tucker.
Not Voting: Council Member Harris.
Absent: Council Members Carrino, Martinez.

December 8, 1992

ADJOURNMENT.

12-a(S).

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Grant, Harris, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Martinez.

This meeting adjourned 3:25 P. M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, December 16 , 1992

Prior to the regularly scheduled meeting various presentations were made by Members of the Municipal Council.

A regularly scheduled meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Chamber, Second Floor, City Hall, Newark, New Jersey, at 7:20 P.M.

The audience rose for the National Anthem.

The Invocation was offered by Council Member Ralph T. Grant, Jr.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council, Assistant Corporation Counsel Al Brown, Public Relations Consultant Delores Wheat and Lois Redisch , Lieutenant Joseph Towe and Lieutenant Joseph Pandolfo, Sergeants-at-Arms.

Absent: Council Members Rice, Tucker.

(Council Member Rice arrived 7:25 P.M.)

(Council Member Tucker arrived 7:35 P.M.)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Star Ledger and the Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the agenda of this meeting was disseminated on , December 11, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the schedule and agenda as required by law."

REPORTS AND RECOMMENDATIONS OF CITY OFFICERS, BOARDS AND COMMISSIONS.

(Copies of these Reports and Recommendations are available for perusal upon application to the Office of the City Clerk)

- 4-a.** The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-North, held October 23,1992.**

A motion that the Copy of Minutes be received was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

- 4-b.** The City Clerk presented **Copy of Minutes of Meeting of North Jersey District Water Supply Commission, Wanaque-South, held October 23,1992.**

December 16, 1992

A motion that the Copy of Minutes be received ~~was~~ made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

4-c. The City Clerk presented 1991 Annual Report of Department of Law.

A motion that the 1991 Annual Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

4-d. The City Clerk presented Report of Office of City Clerk, for month of October, 1992.

A motion that the Report be received and placed on file was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

ORDINANCES AND HEARINGS OF CITIZENS.

Ordinances on First Reading.

President Bradley called for ordinances on first reading.

6-F-a. The City Clerk read An ordinance amending Section 23:15-3, Through Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, by adding thereto Dickerson Street as a through street.

(Central Ward)

(Dickerson Street, between Roseville Avenue and First Street)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance awaiting approval of Department of Transportation, Division of Traffic Engineering was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Members Rice, Tucker.

6-F-b.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To institute the title of Chief Code Enforcement Officer (Represented) and to abolish the title of Chief Sanitary Inspector in the Department of Engineering).

(Chief Code Enforcement 1 1/1/91 \$42,839.42 - \$51,609.41
Officer (Represented)
(40 Hours))

(Instituting and abolishing title in Department of Engineering. No increase in head count. Sufficient funds are available. Represented by Local 2299 A.F.S.C.M.E. (Inspectors)).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Villani, President Bradley.

Absent: Council Member Rice, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1993.

(Council Member Rice arrived 7:25 P.M.)

6-F-c.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Engineering and establishing salaries therefor," (6-S & F-n) adopted May 4, 1977, as amended and supplemented (To institute the title of Sanitation Inspector, Bilingual in Spanish and English in the Department of Engineering).

(Sanitation Inspector, 1 1/1/91 \$16,743.92 - \$19,646.54
Bilingual in Spanish
and English
(40 Hours))

(Instituting title of Sanitation Inspector in Department of Engineering to better service Spanish Speaking areas of the City. No salary change. No increase in head count. Represented by A.F.S.C.M.E. Local 2299 (Inspectors)).

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1993.

6-F-d.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Development," (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To institute the title of Data Processing Systems Programmer in the Department of Development).

(Data Processing	1	1/1/92	\$30,725.03 - \$36,966.91
Systems Programmer		1/1/93	31,954.03 - 38,445.59
(35 Hours)		1/1/94	33,232.19 - 39,983.41)

(Instituting title in Department of Development which is required to service the custom designed Case Management and Cost Estimating computer systems. Position funded through H.C.D.A. Represented by Newark Council No. 21, Civil Service Association.

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Grant and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1993.

6-F-e.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of General Services and establishing salaries therefor," (6-S & F-e) adopted May 16, 1979, as amended and supplemented (To institute certain position titles and abolish others in the Department of General Services).

(Chief of Administrative	1	1/1/92	\$35,568.69 - \$42,834.50
Services		1/1/93	36,991.44 - 44,547.88
(35 Hours)		1/1/94	38,471.10 - 46,329.80

Senior Computer	1	1/1/92	24,455.39 - 29,346.01
Operator		1/1/93	25,433.61 - 30,519.85
(35 Hours)		1/1/94	26,450.92 - 31,740.64)

(Instituting two titles in Department of General Services. One is reclassification by New Jersey Department of Personnel and second to more appropriately described duties and responsibilities of employee serving in title. Old title is common title. No increase in head count. Represented by Newark Council #21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Rice and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1993.

6-F-f.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Coordinator, Financial Research in the Department of Finance).

(Coordinator, Financial Research	1 1/1/92	\$42,515.43	-	\$51,298.25
(35 Hours)	1/1/93	44,216.05	-	53,350.18
	1/1/94	45,984.69	-	55,484.19)

(Instituting title in Department of Finance to support reorganization plan. Funds are available in department's 1992 budget. Old title is common title. No increase in head count. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Martinez, Rice, Villani, President Bradley.

No: Council Member Harris.

Not Voting: Council Member Carrino.

Absent: Council Member Tucker.

President Bradley: The yeses are six, the noes are one, one not voting and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1993.

6-F-g.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Director of Licenses in the Department of Finance).

(Director of Licenses	1 1/1/92	\$39,015.70	-	\$47,043.66
(35 Hours)	1/1/93	40,576.33	-	48,925.41
	1/1/94	42,199.38	-	50,882.43)

(Instituting title in Department of Finance which more appropriately describes duties and responsibilities of employee. Annual fiscal impact-\$2,100. Old title is common title. No increase in head count. Represented by Newark Council 21, Civil Service Association.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Harris, Martinez, Villani, President Bradley.

Not Voting: Council Members Carrino, Rice.

Absent: Council Member Tucker.

President Bradley: The yeses are six, the noes are none, two not voting and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1993.

6-F-h.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Assistant Director of Finance in the Department of Finance).

(Assistant Director 1 1/1/92 \$53,835.00 - \$65,308.00 of Finance)

(Instituting title in Department of Finance, necessary to support reorganization plan in department. Funds are available in 1992 budget. Not represented by any bargaining unit. Head count in department will increase by one.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Villani, President Bradley.

No: Council Member Harris.

Not Voting: Council Members Carrino, Grant.

Absent: Council Member Tucker.

President Bradley: The yeses are five, the noes are one, two not voting and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1993.

6-F-i.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting permanent positions in the Department of Finance and establishing salaries therefor," (6-S & F-h) adopted May 4, 1977, as amended and supplemented (To institute the title of Assistant Chief Financial Officer in the Department of Finance).

(Assistant Chief Financial Officer 1 1/1/92 \$53,835.00 - \$65,308.00)

(Creating title in Department of Finance necessary to support reorganization plan in department. Funds are available in department's 1992 budget. Not represented by any bargaining unit. Department head count will increase by one.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Rice and failed of adoption by the following votes:

Yes: Council Members Branch, Rice, Grant, President Bradley.

No: Council Member Harris.

Not Voting: Council Members Carrino, Martinez, Villani.

Absent: Council Member Tucker.

A motion to consider Item 8-a, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

6-F-j.

The City Clerk read An ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 147-151 West Market Street, A/K/A Block 407, Lots 12, 14 and 15 within the University Heights Redevelopment Area, Site "E", or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5 (a)(1) and N.J.S.A. 20:1-1 et. seq."

(\$58,800. - Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1993.

A motion to consider Item 8-b, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

6-F-k.

The City Clerk read An ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 105 West Market Street, A/K/A Block 405, Lot 18 within the University Heights Redevelopment Area, Site "E", or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et. seq." (\$40,700. - Central Ward)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1993.

A motion to consider Item 8-c, on Ordinances on First Reading was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

December 16, 1992

6-F-1.

The City Clerk read An ordinance to amend an ordinance entitled, "An ordinance instituting position titles in the Department of Health and Human Services" (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To institute certain position titles and to abolish others in the Department of Health and Human Services.

(Director of Inspections	1	1/1/92	\$40,694.00 -	\$49,463.00
Program Coordinator,	1	1/1/92	39,015.70 -	47,043.66
A.I.D.S.		1/1/93	40,576.33 -	48,925.41
(35 Hours)		1/1/94	42,199.38 -	50,882.43

Program Coordinator	1	1/1/92	39,015.70 -	47,043.66
Homeless Health Care		1/1/93	40,576.33 -	48,925.41
Program (35 Hours)		1/1/94	42,199.38 -	50,882.43

(Instituting three titles and abolishing four in Department of Health and Human Services. Title of Director of Inspections is not represented by any bargaining unit. Other two by Newark Council 21, Civil Service Association. No additional departmental headcount, funded by Non-Municipal sources.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to adopt the ordinance on first reading was made by President Bradley, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1993.

December 16, 1992

Ordinances on Public Hearing, Second Reading and Final Passage.

President Bradley called for ordinances on public hearing, second reading and final passage.

(This ordinance was considered after Ordinance 6-Ph, S & F-e)

6-Ph, S & F-a.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance repealing Section 6 of Ordinance 6-S & F-p, adopted September 25, 1990, thereby prohibiting the automatic pass-through of any increased Water/Sewer costs incurred to comply with any federal or state laws and regulations.

Section 1. That Section 6 of Ordinance 6-S & F-p adopted September 25, 1990 of Title Twenty-One, Sewer and Sewerage Disposal, Chapter 5 User Charges, Section 3, Rates for Sewer User Charges, of the Revised Ordinances of the City of Newark, New Jersey, (1966) as amended and supplemented be and is hereby repealed in its entirety.

Section 2. Title Twenty-One, Sewer and Sewerage Disposal Chapter 5, User Charges, Section 3, Rates For Sewer User Charges, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented, be and is hereby amended to read in its entirety as follows:

21:5-3. Rates of sewer user charges.

(a) Large scale residential, industrial, commercial, tax abated and tax exempt users. All large scale residential, industrial, commercial, tax abated and tax exempt users of municipal wastewater facilities shall be billed for such use on two bases. For purposes of this ordinance, such users shall be defined as all users identified as such by the regional sewer authority pursuant to the regulations of the United States Environmental Protection Agency, 35.929-1(b)(4).

- (1) Twice a year, each such user shall be billed for its share of the operating and maintenance costs borne by the regional sewer authority in the treatment of wastewater. These billings shall be based on a method of calculation approved by the United States Environmental Protection Agency which shall at a minimum reflect the volume of waste and the strength of that waste as measured by the parameters of biochemical oxygen demand (BOD) and suspended solids (SS) per unit volume. Calculation of the amount to be billed shall be done by the regional sewer authority, who shall present the bills to the City of Newark for distribution and collection of payments.

Bills payable pursuant to this subsection shall be presented to the affected users on January 15th and July 15th of each year, or as soon as is practicable thereafter. Such bills shall be due and payable upon presentation.

- (2) In addition to such bills as payable pursuant to subsection (a)(1) of this ordinance, all large scale residential, industrial, commercial, tax abated and tax exempt users shall also be billed periodically for all other costs associated with the collection, transmission and treatment of wastewater.

- (i) As payment for their share of such other costs, such users shall pay a local sewer user charge to be billed at a rate of \$5.10 per 1,000 cubic feet of water supplied by the city.

- (ii) As an alternative to (i), any such property owner may install metering equipment on his premises to measure the actual flow of sewerage into public wastewater facilities. The responsibility for the purchase, installation, and proper functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The local sewer user charge for property owners who elect direct actual metering shall be \$5.10 per metered 1,000 cubic feet of sewerage.

(iii) Property owners who are subject to the terms of this section and who obtain water, either in whole or in part from sources other than the city, shall provide, and maintain at their own expense, water or sewage meters which shall register the total discharge of sewerage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operation. The local sewer user charge for these properties shall be \$5.10 per 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the city.

(iv) In the event that a property owner who is subject to the terms of this section shall prove to the satisfaction of the Director of Engineering that there is no substantial relation between the intake of water at the property, regardless of its source, and the output of sewage from the property, and if it be determined by Director of Engineering that it is not practicable to measure sewage emanating from the property by meters, then the property owner may elect to pay a user charge based upon engineering studies supported by substantial evidence. All such studies must be approved by the Director of Engineering and shall be subject to his periodic review.

(v) In no event shall any property owner who is subject to the terms of this section utilizing municipally controlled sewers pay a local sewer user charge of less than \$10.20 per quarter.

(b) In addition to such bills as payable pursuant to subsection 1-a of this ordinance, all large scale residential, industrial, commercial, tax abated and tax exempt users shall also be billed periodically for all other costs associated with the collection, transmission and treatment of waste water.

(1) As payment for their share of such other costs, such users shall pay a local sewer user charge to be billed for water supplied by the city:

at a rate of \$9.17 per 1000 cubic feet for 1990;
at a rate of \$10.27 per 1000 cubic feet for 1991;
and thereafter

- (2) As an alternative to (1), any such property owner may install metering equipment on his premises to measure the actual flow of sewerage into public wastewater facilities. The responsibility for the purchase, installation and power functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The local sewer user charge for property owners who elect direct actual metering shall be based on 1000 cubic feet of sewerage. The rates shall be:

at a rate of \$9.17 per 1000 cubic feet for 1990;
at a rate of \$10.27 per 1000 cubic feet for 1992;
thereafter

- (3) Property owners who are subject to the terms of this section and who obtain water, either in whole or in part from sources other than the City, shall provide, and maintain at their own expense, water or sewerage meters which shall register the total discharge of sewerage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operation. The local sewer user charge for these properties shall be based on 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the City. The rates shall be:

at a rate of \$9.17 per 1000 cubic feet for 1990;
at a rate of \$10.27 per 1000 cubic feet for 1991;
and thereafter

- (4) In the event that a property owner who is subject to the terms of this section shall prove to the satisfaction of the Director of Engineering that there is no substantial relation between the intake of water at the property, regardless of its source, and the output of sewage from the property, and if it be determined by the Director of Engineering that it is not practicable to measure sewage emanating from the property by meters, then the property owner may elect to pay a user charge based upon engineering studies supported by substantial evidence. All such studies must be approved by the Director of Engineering and shall be subject to his periodic review.

- (5) In no event shall any property owner who is subject to the terms of this section utilizing municipally controlled sewers pay a local sewer user charge of less than:
a rate of \$18.33 per quarter for 1990;
a rate of \$20.54 per quarter for 1991;
and thereafter

Section 3. That Title 21, Sewer and Sewage Disposal, Chapter 5, User Charges, Section 3 Rates of Sewer User Charges, paragraph (b) All Other Sewer System Users, subsections 1, 2, 3 and 5 are amended to read in its entirety as follows:

(b) All other sewer system users.

- (1) Users of municipal wastewater facilities shall be billed for water supplied by the City. The rate:

shall be \$12.06 per metered 1000 cubic feet for 1990;
shall be \$13.51 per metered 1000 cubic feet for 1991; and thereafter

- (2) As an alternative to A, any property owner may install metering equipment on his premises to measure the actual flow of sewage into the public wastewater facilities. The responsibility for the purchase, installation, and proper functioning of any such meter shall be that of the property owner. All such meters shall be subject to the approval of the Director of Engineering and shall be maintained in a continuous state of accurate operation by the property owner. The user charge for property owners who elect direct actual metering shall be based on 1,000 cubic feet of sewage. The rates:

shall be \$12.06 per metered 1000 cubic feet for 1990;
shall be \$13.51 per metered 1000 cubic feet for 1991; and thereafter

- (3) Property owners who obtain water, either in whole or in part from sources other than the City, shall provide, and maintain at their own expense, water or sewage meters which shall register the total discharge of sewage to the municipal wastewater facilities. All such installations shall be subject to the approval of the Director of Engineering and shall be maintained by the property owner in a continuous state of accurate operations. The user charge for these properties shall be based on 1,000 cubic feet of metered wastewater discharged to the public sewer, whether or not the water is furnished by the City. The rates:

shall be \$12.06 per metered 1000 cubic feet for 1990;
shall be \$13.51 per metered 1000 cubic feet for 1991; and thereafter

- (5) In no event shall any property owner utilizing municipally controlled sewers pay a user charge of:

less than \$24.12 per quarter for 1990;
less than \$27.02 per quarter for 1991;
and thereafter

Section 4. Any prior ordinance or part thereof which is inconsistent with this ordinance is hereby repealed.

Section 5. This ordinance shall take effect on final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

An ordinance to repeal Section 6 of Ordinance 6-S & F-p adopted September 25, 1990, thereby prohibiting the automatic pass-through of any increased water/sewer costs incurred to comply with any federal or state laws and regulations.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

A motion to consider Item 8-f (A.S.) at this time was made by Council Member Tucker, seconded by Council Member Carrino and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

8-f.
(A.S.) The City Clerk presented Proposed, "Ordinance to amend Title Twenty-one, Chapter Five, Section Three, of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented (To adjust Sewer and User Charges by establishing an amended rate schedule for sewer users)".

(Copy of communication submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1993 Agenda of the Municipal Council for first reading was made by Council Member Tucker, seconded by Council Member Martinez and adopted by the following votes:

Yes: Council Members Branch, Carrino, Martinez, Rice, Tucker, Villani, President Bradley.

Not Voting: Council Members Grant, Harris.

A motion to consider Item 8-g (A.S.) at this time was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

8-g.
(A.S.) The City Clerk presented Proposed, "Ordinance repealing Section 6 of Ordinance 6-S & F-p, adopted September 25, 1990, thereby prohibiting the Automatic Pass-through of any Increased Water/Sewer costs incurred to comply with Federal or State Laws and Regulations.

(Repeal shall not effect any modifications of the rates which were implemented during the billing year 1992)".

(Copy of communication submitted to each Member of the Council)

A motion directing the City Clerk to place this ordinance on the January 6, 1993 Agenda of the Municipal Council for first reading was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

A motion to consider Items 8-d (A.S.) and 8-e (A.S.) at this time was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

- 8-e.** The City Clerk presented Communication from His Honor, Mayor
(A.S.) Sharpe James, nominating Allison Brown-Jones, for the position of Newark Municipal Court Judge, upon confirmation by the Municipal Council, for a term expiring March 28, 1994.
(Filling unexpired term of Judge Clifford Minor)
(Copy of communication submitted to each Member of the Council)
(Ms. Brown-Jones met with the Council December 15, 1992)

A motion to confirm the nomination of Allison Brown Jones, to serve as Newark Municipal Court Judge, for term commencing upon confirmation and expiring March 28, 1994, was made by the Council of the Whole.

President Bradley: Will the Council confirm the nomination?

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: This nomination is confirmed.

- 8-d.** The City Clerk presented Communication from His Honor, Mayor Sharpe
(A.S.) James, nominating Marilyn E. Williams, for the position of Newark Municipal Court Judge, upon confirmation by the Municipal Council, for a term of three years, commencing upon date of confirmation and expiring December 15, 1995.
(Copy of communication submitted to each Member of the Council)
(Ms. Williams met with the Council December 15, 1992)

A motion to confirm the nomination of Marilyn E. Williams, to serve as Newark Municipal Court Judge, for term commencing upon confirmation and expiring December 15, 1995, was made by the Council of the Whole.

President Bradley: Will the Council confirm the nomination?

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: This nomination is confirmed.

6-Ph, S & F-b.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Fire and establishing salaries therefor," (6-S & F-I) adopted May 4, 1977, as amended and supplemented (To institute the title of Communications Operator in the Department of Fire).

(Instituting title in Department of Fire. Under arbitration award. Will result in a cost savings to City. Represented by Newark Council 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

December 16, 1992

SECTION 1. Section 1 of an ordinance entitled, "An ordinance instituting positions in the Department of Fire and establishing salaries therefor," (6S&FL) adopted May 4, 1977, as amended and supplemented be amended to institute the following title:

POSITION

Communications Operator (1)	1/1/92	\$27,853.06 - \$33,472.85
1296 (40 Hrs.)	1/1/93	28,967.18 - 34,811.76
	1/1/94	30,125.87 - 36,204.23

SECTION 2. All prior ordinances or parts of prior ordinances which relate to the above position title which are consistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication and in accordance with the laws of the State of New Jersey.

STATEMENT

This title will replace the Fire Alarm Operator title for all prospective employees handling the communications operation for the Newark Fire Department.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-c.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Title 15, Housing, Chapter 12, Securing Vacant Buildings, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented (By amending Sections 15:12-2 and 15:12-5, to permit demolition where property is vacant and abandoned for two (2) years or declared unfit after six (6) months).

WHEREAS, it has been found and declared that there exist in the City of Newark multiple dwellings which are, or may become vacant and abandoned due to dilapidation and defects, increasing the hazards of fire, accidents or other calamities rendering such premises unsafe, dangerous or detrimental to the health and safety or otherwise inimical to the welfare of the residents of the City of Newark; and

WHEREAS, such vacant and abandoned buildings creates blighting conditions and slum areas; and

WHEREAS, such conditions should be curtailed and removed for neighborhood enhancement and protection and fostering the public health, safety and welfare.

NOW BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

SECTION 1: Title 15, Housing, Chapter 12, Securing Vacant Buildings of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, be and is hereby amended to add new sections to read as follows:

New Section. Definitions

Blight any condition known at public law or in equity or as provided by the Statutes of New Jersey (N.J.S.A. 40:55C-3).

Unfit Buildings all buildings or structure where any or all of the following occurred:

1. constant vandalism requiring the property to be secured repeatedly;
2. owner failed to secure and protect the building and the City of Newark required to do same to protect the health and welfare of the community;
3. the property attracts squatters, trespassers and/or other persons engaged in illegal activity;
4. the property is subject to fires or defects increasing the hazards of fire, accidents or other calamities;
or
5. the property is a public nuisance as defined at law or in equity as provided by the statutes of the State of New Jersey or the Revised Ordinances of the City of Newark, 15:11-2.

New Section. Designation as Public Officer

The Director of the Department of Land Use Control of the City of Newark is hereby designated as a Public Officer to exercise the powers prescribed in this Article. He may appoint or designate such other public officials or employees of the City to perform such duties as may be necessary for the enforcement of this Article including the making of inspections and holding hearings.

New Section. Determinations of Public Officer

For the purpose of this Article, the Public Officer may determine that a building or the surrounding property or vacant land, as herein described, is injurious to the health and safety of the occupants thereof, or of neighboring buildings of other residents of the City; such conditions may include, but without limiting the generality of the foregoing, dilapidation, disrepair, uncleanness; or conditions deleterious to the well-being of the general public with reference to property not properly maintained as required by the Housing Code of the City of Newark.

New Section. Filing of petition.

Whenever a petition is filed with the Public Officer by a public authority, as defined in N.J.S.A. 40:48-2.4, or by at least five (5) residents of the City or it appears to the Public Officer on his own motion that any building is in a state of dilapidation, or disrepair, the Public Officer shall, if his preliminary investigation discloses the above, issue and

cause to be served upon the owner of the premises in question a complaint stating the charges and the bases therefor and containing a notice that a hearing will be held. The owner shall have a right to file an answer and appear in person or by counsel and give testimony concerning the charges. The rules of evidence of the state of New Jersey shall not be controlling in hearings before the Public Officer.

SECTION 2: Title 15, Housing, Chapter 12, Securing Vacant Buildings, Section 2, subsection (d) of the Revised Ordinances of the City of Newark, New Jersey 1966, as amended and supplemented, be and is hereby amended to read as follows:

Section 15:12-2 (d) Notice to Owner, Failure to perform work; Action by City.

(d) Any building that has been boarded for ninety (90) days and is so damaged to such an extent that nothing remains but the walls or parts of the walls and supports or is otherwise found to be unsafe or unsanitary, shall be considered a threat and danger to the health and welfare of the community and shall be demolished.

SECTION 3: Title 15 Housing, Chapter 12, Securing Vacant Buildings, of the Revised Ordinance of the City of Newark as amended and supplemented (1966) is hereby amended to add new sections to read as follows:

Section 15:12-2 Notice to Owner, Failure to perform work; Action by City.

(f) Any building consisting of four (4) or more residential units shall be subject to demolition if the building has been vacant and abandoned for two (2) years and constitutes a blighted condition as described in this Article.

(g) Any building consisting of four (4) or more residential units shall be subject to demolition if the building has been vacant for six (6) months and is determined to be unfit as defined herein..

SECTION 4: that Title 15, Housing, Chapter 12, Securing Vacant Buildings of the Revised Ordinances of the City of Newark, New Jersey as amended and supplemented be and is hereby amended in its entirety to read as follows:

Section 15:12-5. Penalty for Failure to Demolish or Rehabilitate Building

If the owner or owners fail to obtain a permit to demolish the building and to commence the demolition of the building, the Public Officer may cause such building to be removed, demolished or impose other appropriate action deemed necessary to remedy the condition.

The amount of the cost of the filing of legal papers, expert witnesses' fees, search fees and advertising charges, incurred in the cost of any proceeding taken as determined in favor of the City; and the cost of any such repairs, alterations or improvements, or vacating and closing, or removal or demolition, if any, undertaken shall be a municipal lien against the real property upon which such cost was incurred or a personal judgment against the property owner.

SECTION 5: Any existing ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

SECTION 6: This ordinance shall take effect upon final passage and publication according to law.

STATEMENT OF PURPOSE

This amendment to the Housing Ordinance permits the demolition of buildings consisting of four (4) or more residential units where the property has vacant and abandoned for two (2) years or if the property is declared unfit as defined in the ordinance after being vacant for six (6) months.

December 16, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent: Council Member Tucker.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Council Member Tucker arrived 7:35 P.M.)

6-Ph, S & F-d.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance authorizing the Director of the Department of Development to acquire privately owned properties within the University Heights Redevelopment Area, Site "C" more specifically identified in Exhibit A, or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq.

WHEREAS, Municipal Council of the City of Newark (hereinafter referred to as Council") by Ordinance 6S&FD, adopted a redevelopment plan for the project area entitled "University Heights Redevelopment Plan", dated July 9, 1986, (hereinafter referred to as the "Redevelopment Plan") and;

WHEREAS, by Resolution 7RB062586, the Council of the City of Newark adopted a resolution blighting said area;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY THAT:

Section 1. That the privately owned properties located within the University Heights Redevelopment Area, Site "C" more specifically identified on Exhibit A, attached hereto and made a part hereof are needed for public purposes.

Section 2. That the premises identified in Exhibit A shall be purchased by the City of Newark through its Department of Development for the appraised amount, subject to the Director of Development's right to increase said offers in accordance with N.J.S.A. 40A:12-5(a)(1).

Section 3. That the Director of the Department of Development be and is hereby authorized to execute any and all deeds and other documents necessary to effectuate the acquisition of the properties identified in Exhibit A.

December 16, 1992

Section 4. That the Director be and is hereby authorized to record said deeds with the Register of Essex County, after said deeds have been approved by him as to form and further attested to and acknowledged by the City Clerk.

Section 5. That a copy of the executed deeds shall be filed in the Office of the City Clerk by the Director of the Department of Development.

Section 6. In the event, the owners of the properties identified in Exhibit A, refuse to accept the offer of the City of Newark, the Corporation Counsel be and is hereby authorized to institute legal proceedings in the Superior Court of New Jersey, pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et seq. to acquire said premises.

Section 7. The Corporation Counsel be and is hereby authorized to secure legally appropriated sums from the Finance Department to pay to the Clerk of the Superior Court the estimated value of said properties as identified in Exhibit A.

Section 8. The Corporation Counsel is further authorized to secure any and all additional funds required by the Superior Court of New Jersey to pay any differences in the determined Fair Market Value and the Estimated Fair Market Value deposited in said court.

Section 9. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT:

This Ordinance authorizes the Department of Development to acquire properties in Site "C" of the University Heights Redevelopment Area.

EXHIBIT "A"

<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>	<u>NAME OF ADDRESS OF PROPERTY OWNER</u>	<u>ESTIMATED VALUE</u>
403	1	82 Wilsey Street	Roslyn Belton 82 Wilsey Street Newark, New Jersey 07103	\$ 95,500.00
403	2	80 Wilsey Street	Tina, Inez and Alberta Hawkins 102 Harrison Ave Montclair, New Jersey 07042	22,000.00
403	6	224 Warren Street	Wilsey and Connie Reynolds 224 Warren Street Newark, New Jersey 07103	65,000.00
404	1	92 Wilsey Street	Frank J. & Kathleen Sneed 92 Wilsey Street Newark, New Jersey 07103	46,000.00
404	3	88 Wilsey Street	Ada M. Frazier 88 Wilsey Street Newark, New Jersey 07103	45,000.00
408	28	193½ Newark Street	Adolf Hemmans 318 Tremont Avenue Orange, New Jersey 07050	42,000.00
408	54	182-188 Norfolk Street	Deltak Inc. 222 Norfolk Street Newark, New Jersey 07103	42,000.00

December 16, 1992

EXHIBIT "A"

<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>	<u>NAME OF ADDRESS OF PROPERTY OWNER</u>	<u>ESTIMATED VALUE</u>
409	18	85 Wilsey Street	Thomas J. Fuller 263 Mark Ham Avenue Vacaville, Calif 95688	11,300.00
409	35&37	188-190 Newark Street	John & Mary Riscinti 241 N. 16th Street Bloomfield, New Jersey 07003	40,000.00
409	41&42	180-182 Newark Street	Barney & Theresa Baldino 1211 Bullard Avenue Forked River, N.J. 08731	18,400.00

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-e.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of numerous properties located on Tax Blocks 283, 284, 285, 287, 288, 324, 326, 327, 329, 330, 333, 335, 336, 337, 2660, 2661, 2662, 2664, 2665, 2666, 2677, 2678, 2679, 2680, 2681, 2683, 2685, 2688, 2689, 2690, 2692, 2693, 2697, 2703 in the City of Newark to the Newark Housing Authority; pursuant to the provisions of N.J.S.A. 40A:12-13(b)(1).

(Various properties located in South, Central, North and East Wards, \$1000. per lot, for development of court mandated scattered site replacement public housing program, NHA Federal Court settlement)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That the premises located in Schedule A, attached hereto and made a part hereof, are not needed for public purposes by the City of Newark.

SECTION 2. That the premises listed on Schedule A be sold to the Housing Authority of the City of Newark, a public body corporate and politic, for the construction of family public housing, by private sale for the amount of One Thousand Dollars (\$1,000) per lot pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

December 16, 1992

SECTION 3. That the Director of Development be authorized to execute Bargain and Sale deeds for the described premises, same to be acknowledged by the City Clerk.

SECTION 4. That title to the individual lots being sold hereunder as listed on Schedule A hereto shall revert to the City, if:

1. the Authority informs the City of Newark in writing that any of said parcels are found to be unsuitable for the construction of Public Housing;
or
2. the Authority does not commence construction of said lots by October 1, 1995 and complete by November 1, 1996;
or
3. said lots are not used for the construction of low-rent public housing to be owned and managed by the Housing Authority of the City of Newark.

SECTION 5. That copies of the executed deeds shall be placed on file in the office of the City Clerk by the Director of the Department of Development.

SECTION 6. This Ordinance shall take effect upon publication and passage according to law.

STATEMENT

Passage of this Ordinance will permit the City of Newark to sell City land to the Housing Authority for construction of low rent public housing.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Branch, seconded by Council Member Harris and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-f.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance approving the sale of property located on Tax Block 2785, Lots 1, 2, 3, 4, 6, 7, 8, 9, 10, 15, 16, 17, 20, 21, 27, 28, 29, 30, 34 and 35; Block 2792, Lots 1, 2, 3, 4, 5, 6, 8, 9, 13, 15, 16, 17, 18, 20, 22, 23, 25, 26, 29, 32, 33, 34, 35, 37, 38, 39, 40 and 41, in the City of Newark, to the Newark Housing Authority.

(Various properties located in South Ward)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. That the premises located in Schedule A, attached hereto and made a part hereof, are not needed for public purposes by the City of Newark.

SECTION 2. That the premises listed on Schedule A be sold to the Housing Authority of the City of Newark, a public body corporate and politic, for the construction of family public housing, by private sale for the amount of One Thousand Dollars (\$1,000) per lot pursuant to the provisions of N.J.S.A. 40A:12-13 (b) (1).

SECTION 3. That the Director of Development be authorized to execute Bargain and Sale deeds for the described premises, same to be acknowledged by the City Clerk.

SECTION 4. That title to the individual lots being sold hereunder as listed on Schedule A hereto shall revert to the City, if:

1. the Authority informs the City of Newark in writing that any of said parcels are found to be unsuitable for the construction of Public Housing;
or
2. the Authority does not commence construction of said lots by October 1, 1995 and complete by November 1, 1996;
or
3. said lots are not used for the construction of low-rent public housing to be owned and managed by the Housing Authority of the City of Newark.

SECTION 5. That copies of the executed deeds shall be placed on file in the office of the City Clerk by the Director of the Department of Development.

SECTION 6. This Ordinance shall take effect upon publication and passage according to law.

STATEMENT

Passage of this Ordinance will permit the City of Newark to sell City land to the Housing Authority for construction of low rent public housing.

December 16, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, President Bradley.

Absent During Roll Call: Council Members Branch, Tucker, Villani.

President Bradley: The yeses are six, the noes are none and three absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

After 6-Ph, S & F-g Council Member Tucker requested to be recorded in the affirmative on this ordinance.

A motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Tucker, President Bradley.

Absent During Roll Call: Council Members Branch, Villani.

President Bradley: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

6-Ph, S & F-g.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend an ordinance entitled, "An ordinance instituting positions in the Department of Development," (6-S & F-z) adopted July 16, 1986, as amended and supplemented (To institute certain positions titles in the Department of Development).

(Instituting titles in Department of Development which more appropriately describes duties and responsibilities of employees serving in positions. Old titles are common titles. No increase in head count. Represented by Newark Council No. 21, Civil Service Association.)

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

December 16, 1992

SECTION 1. Section 1 of an ordinance entitled, "An ordinance instituting the positions in the Department of Development" (6S&FZ) adopted July 16, 1986 as amended and supplemented be amended to institute the following titles:

POSITION

Coordinator of Maintenance Services	1	1/1/92	\$26,780.54	\$32,187.98
1363 (35 Hrs.)		1/1/93	27,851.76	- 33,475.50
		1/1/94	28,965.83	- 34,814.52
Data Processing Technician	1	1/1/92	\$23,37.40	\$28,026.11
4866 (35 Hrs.)		1/1/93	24,310.42	- 29,147.15
		1/1/94	25,282.84	- 30,313.04
Senior Computer Operator	1	1/1/92	\$24,455.39	\$29,346.01
3271 (35 Hrs.)		1/1/93	25,433.61	- 30,519.85
		1/1/94	26,450.92	- 31,740.64

SECTION 2. The hereinabove position titles shall become effective December 7, 1992.

SECTION 3. All prior ordinance or parts of prior ordinances which relate to the above position titles, which are inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey.

STATEMENT

These titles are being instituted because they more appropriately describe the duties and responsibilities of employees currently serving in the title of "Planning Aide" and "Housing Assistance Technician" in the department.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Bradley, seconded by Council Member Villani and declared adopted by President Bradley by the following votes:

Yes: Council Members Carrino, Grant, Harris, Martinez, Rice, Villani, President Bradley.

Absent During Roll Call: Council Member Branch, Tucker.

President Bradley: The yeses are seven, the noes are none and two absent during roll call. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 16, 1992

6-Ph, S & F-h.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance to amend Title 17, Chapter 2, Section 4, Curfew of Minors, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, to establish standards for the enforcement of a Curfew Ordinance.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

SECTION 1. Title 17, Chapter 2, Section 4, Curfew for Minors, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, be and the same is hereby amended as follows:

17:2-4. Curfew for Minors

(a). Regulations generally. It shall be unlawful for any minor under the age of 18 years to loiter, idle, wander, stroll or play in, or remain in or be upon the public streets, highways, roads, public places and public buildings, places of amusement and entertainment, public transportation facility, public vehicles used for transportation, vacant lots or other public places within the confines of the city or to be more than 100 yards from his or her place of residence between the hours of 10:00 p.m. and 6:00 a.m. of the following day. The provisions of this paragraph shall not apply to any minor accompanied by his parent, guardian or other adult person having care or custody of the minor, or where a minor is upon an emergency errand directed by his parent or guardian, or other adult person having care or custody of the minor. An emergency errand shall be an errand required to preserve the life of a person.

The provisions of this paragraph shall not apply to any juvenile engaged in or traveling to or from a business or occupation which the laws of this state authorize a juvenile to perform or to a juvenile who is attending extracurricular school activities, activities sponsored by religious or community-based organizations and other cultural educational and social events that may occur after 10:00 p.m. and before 6:00 a.m.

(b). Parents and others permitting violation. It shall be unlawful for the parent, guardian or other adult person having the care of a minor under the age of 18 to knowingly permit such minor to loiter, idle, wander, stroll, or play in, or remain in or be upon the public streets, highways, roads, alleys, parks, playgrounds, wharves, docks or other public grounds, public places and public buildings, places of amusement and entertainment, public transportation facilities, public vehicles used for transportation, vacant lots or other public places within the confines of the city or for the minor to be more than 100 yards from the minor's place of residence between the hours of 10:00 p.m. and 6:00 a.m. on the following day. The provisions of this paragraph do not apply to any minor accompanied by his parent, guardian or other adult person having the care of the minor or custody of the minor, or where the minor is upon an emergency errand directed by his parent or guardian, or other adult person having care or custody of the minor.

The provisions of this paragraph shall not apply to any juvenile engaged in or traveling to or from a business or occupation which the laws of this state authorize a juvenile to perform or to a juvenile who is attending extracurricular school activities, activities sponsored by religious or community-based organizations, and other cultural, educational and social events that may occur after 10:00 p.m. or before 6:00 a.m.

(c) Any minor under the age of 18 years of age found by a police officer to be in violation of this ordinance shall be brought to the nearest police station where the minor shall be released to his or her parent or guardian. The minor shall receive a written warning from the officer in charge of the police station indicating the circumstances under which the minor was found to be in violation of the ordinance. A copy of the warning shall be given to the minor and the minor's parent or guardian.

If a minor has been found to be in violation of this ordinance on a second occasion within a 6-month period that minor shall receive a summons and complaint from the police officer who apprehended the minor for the violation of this ordinance.

If a minor has been found to be in violation of this ordinance on a third occasion within 6 months, then the minor as well as the parent, guardian or other adult person having the care or custody of the minor shall receive a summons and complaint for the violation of this ordinance.

(d). There shall be a presumption that whenever a minor has been convicted for a violation of this section, that the parents, guardians, or other adult persons having care of the minor knew or should have known of the minor's violation of this section if the minor had been convicted on a prior occasion within six (6) months of the date of the present violation.

(e). Penalty. Any minor found to be in violation of this section shall be subject to perform community service for a period not to exceed ninety (90) days. Any parent, guardian or other adult person having the care or custody of a minor found to be in violation of this section, shall be subject to a fine of not less than \$100.00 but not more than \$1,000.00 and may be subject to perform community service for a period not to exceed ninety (90) days.

SECTION 2. Any prior ordinance or part thereof inconsistent herewith is hereby repealed.

SECTION 3. This ordinance shall take effect upon final passage and publication in accordance with law.

STATEMENT

This amendment to the curfew ordinance creates a presumption that when a minor is convicted of a violation of this section that his parents, guardians or others who are responsible for him or her knew of the violation if there had been a prior conviction. This amendment also requires that a minor who is convicted of loitering perform community service.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Harris, Martinez, Rice, Tucker, Villani, President Bradley.

President Bradley: The yeses are nine and the noes are none. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

(Council Member Harris excused himself from the meeting at 8:28 P.M.)

6-Ph, S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing for Various General Improvements and appropriating \$3,889,000. therefor and authorizing the issuance of \$3,694,550. of Bonds and Notes of the City of Newark for financing said purposes set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

WHEREAS, the governing body of the City of Newark (the "City") has determined it is in the best interest of the City to undertake the improvements set forth in Section 3 of the Ordinance (the "Project"); and

WHEREAS, the City may be required to make certain disbursements for the Project prior to the City's issuance of the bonds and/or notes authorized herein, or the receipt of grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City herein finds that it is in the best interest of the public to undertake the Project as soon as is practical, and therefore the City will be required to expend funds on the Project, so that the project may be undertaken in a timely fashion; and

WHEREAS, prior to the City's issuance of bonds or notes, the City reasonably expects to incur the expenses authorized herein; and

WHEREAS, the City has determined to pay said amounts authorized herein, prior to said amount being funded by the sale of Bonds or Notes, from the Capital Improvement Fund, from the Capital Fund and/or other funds of the City; and

WHEREAS, the Project has a useful life of at least five (5) years; and

December 16, 1992

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein, and/or the grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City of Newark hereby declares that it is the intention of the Governing Body, in accordance with Treasury Regulation 1.103-18 promulgated pursuant to the Internal Revenue Code of 1986 as amended, that the Capital Fund and/or other funds of the City be reimbursed for any funds expended on the Project, as herein authorized, prior to the issuance of bonds or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bonds and/or notes.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$3,889,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$194,450 which is appropriated as the down-payment from the Capital Improvement Fund, said \$194,450 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

December 16, 1992

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,889,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$3,694,550 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$3,694,550 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$3,694,550, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as

December 16, 1992

to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

<u>Improvement /Acquisition</u>	<u>Project No.</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Useful- ness (years)</u>
Tree Planting City-wide	92C0	\$ 500,000	\$25,000	\$ 475,000	5
Division of Motors; Garage Design	92C1	\$ 400,000	\$20,000	\$ 380,000	40
New Fire Facility Design (Firehouse)	92C2	\$ 300,000	\$15,000	\$ 285,000	40
Energy Conservation & Security System; City Hall	90C3	\$ 250,000	\$12,500	\$ 237,500	5
PEOSHA - Planning and Execution of Compliance with Federal OSHA statute	92C4	\$ 750,000	\$37,500	\$ 712,500	5
Newark Museum/HVAC System	92C5	\$ 289,000	\$14,450	\$ 274,550	5
New Jersey Performing Arts Center Phase II	92C6	\$1,100,000	\$55,000	\$1,045,000	20
Movie Theater Phase II	92C7	\$ 150,000	\$ 7,500	\$ 142,500	20
Computer System Design & Equipment	92C8	<u>\$ 150,000</u>	<u>\$ 7,500</u>	<u>\$ 142,500</u>	5
TOTALS:		\$3,889,000	\$194,450	\$3,694,550	

Section 4. The following additional matters are hereby determined, declared, recited and stated:

December 16, 1992

(a) The purposes described in Section 3 of this Bond Ordinance are not current expenses and are property or improvements which the City may lawfully acquire or make as general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purposes is within the limitations of the Local Bond Law taking into consideration the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purposes, as set forth in Section 3 hereof, the period of usefulness is 16.1 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$3,694,550 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$2,300,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the Internal Revenue Code of 1986, as amended, including compliance

December 16, 1992

with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. The provisions of this Bond Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 10. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

STATEMENT

Bond Ordinance for 1992 Capital Program.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

President Bradley: The yeases are eight and the noes are none and one absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

With respect to Ordinance 6-Ph, S & F-i and Ordinances 6-Ph, S & F-j and 6-S & F-l, Council Member Rice, through the Chair, directed the City Clerk to communicate with Director of Finance Jean advising that in the future no action will be taken on ordinances that require State of New Jersey approval until written approval is received from the State.

6-Ph, S & F-j.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Ordinance amending Bond Ordinances 6-S & F-a, adopted January 17, 1990; 6-S & F-d, adopted June 6, 1990 and 6-S & F-b, adopted October 17, 1990, by cancelling the appropriations set forth therein, transferring monies appropriated from the Capital Improvement Fund for downpayment purposes to the Capital Improvement Fund, appropriating the sum of \$294,765. from the Capital Improvement Fund for the improvements set forth herein and amending said ordinances to reflect said amended appropriations for said improvements to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK IN THE COUNTY OF ESSEX, NEW JERSEY (NOT LESS THAN TWO-THIRDS) OF ALL MEMBERS THEREOF CONCURRING AS FOLLOWS:

Section 1. Pursuant to the local bond law and local budget law, the State of New Jersey, including N.J.S.A. 40A:2-39, the City of Newark, County of Essex, State of New Jersey (hereinafter the "City") hereby determines that \$5,895,300 of capital appropriations as hereinafter set forth are no longer necessary for the purposes set forth in the ordinances authorizing said appropriations and that it is in the best interest of the City to cancel said appropriations and to return the sum of \$294,765 appropriated from the Capital Improvement Fund for said improvements to the Capital Improvement Fund for use for other capital purposes as set forth in Section 3 hereof.

December 16, 1992

Section 2. The authorizations and appropriations in the amount of \$5,895,300, for the improvements hereinafter set forth are hereby cancelled, the ordinances authorizing said appropriation are herein amended to reflect same, and the sum of \$294,765, representing the amounts appropriated from the Capital Improvement Fund for said improvements, is hereby transferred to the Capital Improvement Fund. Said improvements for which the appropriations are cancelled are herein described as follows:

<u>Project</u>	<u>Total Appropriation Cancelled</u>	<u>Bond Authorization Cancelled</u>	<u>Capital Improvement Fund Appropriation Cancelled</u>
No. 89C5 Acquisition of Motor Vehicles (Ord. No. 6S & FA 1/17/90 & 6S & FD 6/6/90)	\$3,989,800	\$3,790,310	\$199,490
No. 90A1 Acquisition of Motor Vehicles (Ord. No. 6S & Fb 10/17/90	\$1,322,500	\$1,256,375	\$ 66,125
No. 90A2 Aerial Ladder Truck (Ord. 6S & Fb 10/17/90	\$ 583,000	\$ 553,850	\$ 29,150

Section 3. There is herein appropriated from the Capital Improvement Fund the sum of \$294,765 for the purpose or improvement hereinafter described. No bonds or notes are herein authorized; however, the City hereby finds and determines that the project or improvement set forth herein is a bondable capital improvement, for which funds from the Capital Improvement Fund may be appropriated. The purpose or improvement herein authorized is described as follows:

<u>Project</u>	<u>Capital Improvement Fund</u>	<u>Useful Life</u>
No. 92C9 Acquisition of Motor Vehicle for various City departments	\$294,765	5 years

Section 4. The capital budget of the City of Newark is hereby amended to the extent of any inconsistencies herewith. The resolution and the form promulgated by the Local Finance Board showing the full detail of the amended capital budget and capital program as approved by Director of the Division of Local Government Services is on file with the City Clerk and is available for public inspection.

Section 5. To the extent that any previous resolution or ordinance is inconsistent herewith or contradictory hereto, said resolution or ordinance is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 6. The provisions of this bond ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 7. This amendatory to bond ordinance shall take effect twenty (20) days after first publication thereof after final adoption.

STATEMENT

Bond Ordinance cancelling \$5,600,535

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by Council Member Villani, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

President Bradley: The yeses are eight and the noes are none and one absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

December 16, 1992

6-Ph, S & F-k.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage:

Bond Ordinance providing a supplemental appropriation for the construction, reconstruction, and renovations to the City Archives, 295 Halsey Street, Newark, New Jersey, and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey.

WHEREAS, the governing body of the City of Newark (the "City") has determined it is in the best interest of the City to undertake the improvements set forth in Section 3 of the Ordinance (the "Project"); and

WHEREAS, the City may be required to make certain disbursements for the Project prior to the City's issuance of the bonds and/or notes authorized herein, or the receipt of grant moneys appropriated herein; and

WHEREAS, the Governing Body of the City herein finds that it is in the best interest of the public to undertake the Project as soon as is practical, and therefore the City will be required to expend funds on the Project, so that the project may be undertaken in a timely fashion; and

WHEREAS, prior to the City's issuance of bonds or notes, the City reasonably expects to incur the expenses authorized herein; and

WHEREAS, the City has determined to pay said amounts authorized herein, prior to said amount being funded by the sale of Bonds or Notes, from the Capital Improvement Fund, from the Capital Fund and/or other funds of the City; and

WHEREAS, the Project has a useful life of at least five (5) years; and

WHEREAS, the City hereby determines to reimburse said Capital Fund, or other funds, for the amounts expended, with the proceeds of the bonds and/or notes authorized herein, and/or the grant moneys appropriated herein; and

December 16, 1992

WHEREAS, the Governing Body of the City of Newark hereby declares that it is the intention of the Governing Body, in accordance with Treasury Regulation 1.103-18 promulgated pursuant to the Internal Revenue Code of 1986 as amended, that the Capital Fund and/or other funds of the City be reimbursed for any funds expended on the Project, as herein authorized, prior to the issuance of bonds or notes, as such temporary borrowing of such funds is prudent cash flow management by the City, in lieu of engaging in the premature issuance of small amounts of bonds and/or notes.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEWARK, IN THE COUNTY OF ESSEX, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Improvements and purposes described in Section 3 of this Bond Ordinance are hereby authorized as capital improvements to be made or acquired by the City of Newark, County of Essex, State of New Jersey (hereinafter the "City"). For said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$3,470,000, said sum being inclusive of all appropriations heretofore made therefor including the sum of \$174,000 which is appropriated as the down-payment from the Capital Improvement Fund, said \$174,000 for said down-payment purposes is hereby appropriated and is now available by virtue of a provision in the currently adopted budget or in a previously adopted budget of the City and is currently available for down-payment for capital improvement purposes, as required by Local Bond Law of New Jersey, N.J.S.A. 40A:2-1, et seq. (the "Local Bond Law").

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,470,000 appropriation not otherwise provided for hereunder, negotiable bonds of the City are hereby authorized to be issued in a principal amount not to exceed \$3,296,000 pursuant to the Local Bond Law. In anticipation of

December 16, 1992

the issuance of said bonds, negotiable notes of the City in a principal amount not exceeding \$3,296,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law. In the event that bonds are issued pursuant to this Bond Ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this Bond Ordinance shall at any time exceed \$3,296,000, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding, at maturity, which maturity date shall not be greater than ninety (90) days subsequent to the issuance of the bonds. Each bond anticipation note issued pursuant to this Bond Ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said notes shall be signed and shall be under the seal of said City and attested as permitted by law. The appropriate City officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with the law. The power to determine all matters in connection with this Ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer of the City (the "Financial Officer"), who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law and the Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. The Financial Officer is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this Bond Ordinance is made, such report to include the principal amount, description, interest rate and maturity of the

December 16, 1992

notes sold, the price obtained and the name of the purchaser.

Section 3. The improvements hereby authorized and the purpose for the financing of which said obligations is to be issued are as follows:

<u>Improvement /Acquisition</u>	<u>Estimated Cost</u>	<u>Down Payment (Capital Improvement Fund)</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
Project No. 90B-3: The construction, reconstruction, renovations of, and improvements to the City Archives, located at 295 Halsey Street, Newark, New Jersey, including architectural design, planning and furniture and fixtures, and on the third and fourth floors of City Hall, including site improvements, de- molition and renewal, carpentry and woodwork, partitions, bathroom, plumbing, painting, ceiling, kitchen & cabinets, remodeling vaults, H.V.A.C. systems, electrical wiring, fixtures and lights, carpet, tile, furniture and equipment, including computers and typewriters; all said improvements to include all costs improvements, equipment and appurtenance related thereto which improvements shall remain	\$3,470,000	\$174,000	\$3,296,000	20

dedicated to use as City
Archives by the City Clerk
and/or the City Council
or for use as the City
Clerk and/or City Council
may determine.

December 16, 1992

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this Bond Ordinance is not a current expense and is property or an improvement which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said purpose is within the limitations of the Local Bond Law taking into consideration the amount of said obligations authorized for said purpose, according to the reasonable life thereof computed from the date of said bonds authorized by this Bond Ordinance, and for said purpose, as set forth in Section 3 hereof, the period of usefulness is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such Statement shows that the gross debt of the City determined as provided in said Law is increased by this Bond Ordinance by \$3,296,000 and obligations authorized hereunder will be within all debt limitations prescribed by said Law.

(d) Amounts not exceeding \$700,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed and permitted under N.J.S.A. 40A:2-20 of the Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimates thereof.

Section 5. The governing body of the City hereby covenants on behalf of the City to take any action necessary or to refrain from taking action in order to preserve the tax exempt status of the debt obligations authorized hereunder as is required under the

December 16, 1992

Internal Revenue Code of 1986, as amended, including compliance with said code with regard to the use, expenditure, investment, timely reporting and the rebate of investment earnings as may be required thereunder.

Section 6. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the City, and, unless paid from other revenues of the City, the City shall be obligated to levy ad valorem taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation as to rate or amount.

Section 7. The Capital Budget of the City is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board of the New Jersey Department of Community Affairs showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the City Clerk and is available there for public inspection.

Section 8. To the extent that any previous Bond Ordinance or resolution is inconsistent with or contradictory hereto, said Bond Ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 9. The provisions of this Bond Ordinance are severable. To the extent any clause, phrase, sentence, paragraph or provision of this Ordinance shall be declared invalid, illegal, or unconstitutional, the remaining provisions shall continue in full force and effect.

Section 10. This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

December 16, 1992

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to continue the hearing on second reading and final passage and defer action was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

Ordinances on Second Reading and Final Passage.

President Bradley called for ordinances on second reading and final passage.

6-S & F-I.

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing held thereon. It is now before you for second reading and final passage:

Bond ordinance providing for Lighting, Street Improvements, Tree Planting, Trash Receptacles and for a Facade Program in the James Street Commons and appropriating \$285,000. therefor authorizing the issuance of \$145,750. of Bonds and Notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark in the County of Essex, State of New Jersey.

(Debt Statement Filed)

(Verbal approval received from Division of Local Government Services)

(Public Hearing Closed)

A motion to adopt the ordinance on second reading and final passage was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

President Bradley: The yeses are eight, the noes are none and one absent. This ordinance having been read on two separate days and having achieved the votes required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

Hearings of Citizens.

- 6-HC-a. MS. VIVIAN SPRUILL, 425 SANFORD AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council thanking them for a resolution previously adopted recognizing and commending her 70th Birthday.
- 6-HC-b. MR. JAMES GAINES, 25 CLIFTON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to conditions existing in the Water/Sewer Department. The speaker submitted petitions representing signatures of individuals who do not want to be represented by the leadership of Local #6.
- Council Member Martinez, through the Chair, directed the City Clerk to follow up on directions made at the last meeting and forward same to the speaker.
- 6-HC-c. MR. FRANK HURTZ, 402 MT. PROSPECT AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to Passaic Valley Sewerage Commission.
- 6-HC-d. MS. LESLIE CLARK-ISHMAL, 593 SO. 19TH STREET, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to a Youth Motivation Program.
- 6-HC-e. MR. WILLIAM WALLACE, 105 CARNEGIE AVENUE, EAST ORANGE, NEW JERSEY, addressed the Members of the Municipal Council with respect to City Government.
- 6-HC-f. MR. STEVE BOSTIC, 233 LITTLETON AVENUE, NEWARK, NEW JERSEY, addressed the Members of the Municipal Council with respect to high property taxes - its impact on small businesses and jobs.
- 6-HC-g. MR. JOSEPH MANNING, 833 DEGRAW AVENUE, NEWARK, NEW JERSEY.
- 6-HC-h. MR. ARCHIE WILLIAMS, 105 SO. 10TH STREET, NEWARK, NEW JERSEY.
- 6-HC-i. MS. BEATRICE CAGLE, 268 NO. 5TH STREET, NEWARK, NEW JERSEY.
- 6-HC-j. MR. E. STEPHEN COLUCCI, 218 SUMMER AVENUE, NEWARK, NEW JERSEY.
- 6-HC-k. MR. JOHN HARVARD, 15 SCHEERER AVENUE, NEWARK, NEW JERSEY.
- 6-HC-l. MR. DAN O'FLAHERTY, 23 REYNOLDS PLACE, NEWARK, NEW JERSEY.

The above mentioned speakers addressed the Members of the Municipal Council with respect to reducing the property and sewer taxes.

A lengthy discussion was held by the Members of the Municipal Council.

RESOLUTIONS AND MOTIONS.

Resolutions.

- 7-R-a. Resolution authorizing the Director of Finance of the City of Newark to apply to the Local Finance Board for approval of a bond ordinance entitled "Bond ordinance providing a supplemental appropriation for the construction, reconstruction, and renovations to the City Archives, 295 Halsey Street, Newark, New Jersey and appropriating an additional \$3,470,000. therefor and authorizing the issuance of \$3,296,000. of bonds and notes of the City of Newark for financing said purpose set forth herein and authorized to be undertaken in and by the City of Newark, in the County of Essex, State of New Jersey," in accordance with the Municipal Qualified Bond Act, N.J.S.A. 40A:3-1, et seq., and prior resolutions of the Local Finance Board of the State of New Jersey.

(Copy of resolution submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-b. Resolution amending the 1992 Capital Budget of the City of Newark by providing for the appropriation for a certain capital project in the total amount of \$3,470,000 for said project, as set forth herein.

(Copy of resolution submitted to each Member of the Council)

A motion to defer action on the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-c. Resolution ratifying and authorizing Business Administrator to enter into contract with RMS Technologies, Inc., 1400 McCormick Drive, Landover, Maryland 20785-5313, to Provide Program Designs City Wide Imaging and Optical Storage System, Fleet Management and Use Control Systems (Data Processing Department), for period August 1, 1992 through July 30, 1993, for amount not to exceed \$227,850. (Contract awarded without competitive bidding as an "Extraordinary, Unspecifiable Service"; pursuant to N.J.A.C. 5:34-2.1 et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant and Corporation Counsel Hollar-Gregory, to meet with the Council at its pre-meeting conference January 5, 1993, was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-d. Resolution authorizing Mayor to enter into contract with Gustav Henningburg and Associates, Inc., 40 Clinton Street, Suite 200, Newark, New Jersey, as consultant to provide link between City of Newark and the business community, for term of one (1) year, for sum not to exceed \$75,000. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contract Law N.J.S.A. 40A:11-5(1)(a)(i)).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution was made by Council Member Grant, seconded by Council Member Tucker and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Harris.

- 7-R-e. Resolution ratifying and authorizing Business Administrator to enter into contract with CONDATA, INC., 325 Chestnut Street, Suite 1320, Philadelphia, PA. 19160-2615, to purchase Benefits Management Module and to provide for maintenance of Benefits Management Module plus maintenance for Batch and Online Personnel/Payroll System and Position Control, for period of three (3) years, commencing November 1, 1992 to October 31, 1995; for total amount not to exceed \$104,410. (Contract awarded without competitive bidding as an "Extraordinary Unspecifiable Service" pursuant to Local Public Contracts Law N.J.C.A. 5:34-2.1 et seq.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant and Corporation Counsel Hollar-Gregory, to meet with the Council at its pre-meeting conference January 5, 1993, was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-f. Resolution authorizing Corporation Counsel to execute Stipulation of Settlement with regard to certain properties as set forth in Schedule A, upon receipt of all documents deemed appropriate.

(In accordance with ordinance)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-g. Resolution ratifying and authorizing Mayor and Director of Development to enter into contract with The Centre, Incorporated, a New Jersey Non-Profit Corporation for purpose of installing a Handicap-Vertical Wheelchair Lift, in amount of \$15,000., for period December 1, 1992 to December 1, 1993, funds provided in HCDA XVIII.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-h. Resolution ratifying and authorizing Director of Development to enter into Use and Occupancy Agreement with Metropolitan Baptist Church, Inc., 26-36 Prince Street, a/k/a/ 23-35 Broome Street, within the University Heights Project, pursuant to Policy and Procedures Manual for Division of Property Management, for period commencing April 1, 1992 to March 31, 1993.

(Annual Rent \$6,358.)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-i.** Resolution authorizing Director of Finance to issue check in amount of \$243. to Garrett D'Alessandro, 200 East Fort Lee Road, Bogota, New Jersey 07603, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 37 Schley Street, Block 3083, Lot 43; further authorizing Director of Finance to issue check in amount of \$1,107. to Division of Property Management, for repair and maintenance costs.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-R-j.** Resolution authorizing City of Newark to enter into agreement with Council on Affordable Housing designating First Fidelity Bank of Newark, New Jersey as their escrow agent, for purposes of receiving payments made by Township of Parsippany-Troy Hills pursuant to RCA, holding such sums and disbursing monies to be used solely for construction and/or rehabilitation of 294 units of low and moderate income housing, at cost of \$17,250., per unit, totalling \$5,071,500.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-R-k.** Resolution authorizing City of Newark to accept from Lyons Avenue Towers Urban Renewal, Inc., in satisfaction of outstanding taxes due; Lyons Avenue Towers Urban Renewal, Inc. instituted litigation against City of Newark, et seq. in Superior Court of New Jersey, seeking to appeal tax assessment for certain properties and challenging the tax abatement.
(\$25,000. payment and full satisfaction of outstanding tax arrearages due for Block 3646, Lot 18 up to and including period from 1988 to 1991)
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-R-l.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Young People Institute for Learning, to provide day care services, for period June 1, 1992 to May 31, 1993, in amount of \$36,122.; funds provided in H.C.D.A. XVIII.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-R-m.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with New Dawn Day Care Center, to provide day care services, for period June 1, 1992 to May 31, 1993, in amount of \$36,402.; funds provided in H.C.D.A. XVIII.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.

- 7-R-n. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Urban League Day Care Center, to provide day care services, for period June 1, 1992 to May 31, 1993, in amount of \$20,778.; funds provided in H.C.D.A. XVIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-o. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Ironbound Children's Center, to provide day care services, for period June 1, 1992 to May 31, 1993, in amount of \$36,139.; funds provided in H.C.D.A. XVIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-p. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Ironbound Community Corporation/Senior Ride Program, to provide senior citizen transportation services, for period May 1, 1992 to April 30, 1993, in amount of \$12,750.; funds provided in H.C.D.A. XVIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-q. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with West Ward Cultural Center, to provide educational and cultural youth services, for period May 1, 1992 to April 30, 1993, in amount of \$7,500.; funds provided in H.C.D.A. XVIII.
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-r. Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with ATC/Dennison for provision of consulting services to assist in applying for grant funds for Lead Abatement program, for period August 17, 1992 through September 21, 1992, in amount of \$4,900. (Contract awarded without competitive bidding since amount of contract, pursuant to N.J.S.A. 40A:11-3, will not exceed statutory limit of \$10,300.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-s.** Resolution ratifying and authorizing Mayor and Director of Health and Human Services to enter into and execute contract with Ivor Carlisle, R.N., for provision of medical services to homeless individuals and families, for period November 1, 1992 through October 31, 1993, in amount of \$11,683.29., funds provided by U.S. Department of Health and Human Services. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1(a)(1))
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-R-t.** Resolution authorizing Director of Finance to issue check in amount of \$253.39 to Andrew and Janet Leopardo, refund of $\frac{1}{4}$ years taxes paid at time of closing for purchase of City-owned property known as 128-130 Sunset Avenue, Block 4059, Lots 61 and 62; purchasers have complied with conditions of sale.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-R-u.** Resolution authorizing Director of Finance to issue check in amount of \$636. to Roland J. Foglia, refund of $\frac{1}{4}$ years taxes paid at time of closing for purchase of City-owned property known as 9-17 So. 7th Street, Block 1854, Lots 15 and 17; City failed to exercise reverter clause.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-R-v.** Resolution authorizing Director of Finance to issue check in amount of \$221. to Orville Danville and Gennevie Longmore, refund of $\frac{1}{4}$ years taxes paid at time of closing for purchase of City-owned property known as 27 $\frac{1}{2}$ Winans Avenue, Block 2612, Lot 19; purchasers have complied with conditions of sale.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-R-w.** Resolution authorizing Director of Finance to issue check in amount of \$2,800. to Roberto Torres, 1093 Broad Street, Newark, New Jersey, refund of monies collected by City of Newark from occupant of record prior to vacation of judgement for property known as 1109 Broad Street, Block 2822, Lot 17.
(Copy of resolution and correspondence submitted to each Member of the Council)
- A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.

- 7-R-x. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$1,021,641.61, by reason of State Board Judgement for years 1989, 1990 and 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-y. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$1,157,069.60, by reason of State Board Judgement and County Board Judgements, for years 1990 and 1991.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-z. Resolution authorizing Director of Finance to issue checks to persons and in amounts shown thereon, totalling \$17,893.88, by reason of Cash Overpayments, for years 1987, 1991 and 1992.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-ba. Resolution authorizing City Treasurer to issue refund check in amount of \$881.67, to Hollander Home Fashions, 6560 W. Rogers Circle, Boca Raton, Florida 33487, for 342 Central Avenue, Block 430, Lot 004; for overpayment of water/sewer charges due to high estimated bills in 1991 on Account No. 10-501-0650-00 (New Account #33179).**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bb. Resolution authorizing City Treasurer to issue refund check in amount of \$340.56 to Anne Dean, 179 Milford Avenue, Block 2699, Lot 13, as result of overpayment on water/sewer, Account No. 22935, due to error.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bc. Resolution designating reserved parking area for handicapped motorist on South 10th Street, Eastside, beginning 137 feet north of the northerly curblineline of 12th Avenue and extending 20 feet northerly therefrom, for a period of one year; pursuant to N.J.S.A. 39:4-8.**
(West Ward)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bd. Resolution authorizing the execution of an agreement with George W. Huss and Joseph J. Faccone, Registered Municipal Accountants of the firm of Samuel Klein and Company, Certified Public Accountants for the performance of the 1993 Audit, pursuant to N.J.S.A. 40A:5-4 and Federal OMB Circular A-128 and State OMB Circular 87-11. (Annual Audit required), for \$359,500.00. (Contract awarded without competitive bidding as a "Professional Service" pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1(a)(i))**

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-be. Resolution appropriating Temporary Appropriations, totalling \$84,769,630., prior to adoption of 1993 Operating Budget.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bf. Resolution establishing Temporary Appropriations for Municipal Debt Service-\$8,731,363., School Debt Service-\$8,769,030., Water Utility Debt Service-\$5,126,565., totalling \$22,626,958..**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and failed of adoption by the following votes:

Yes: Council Members Branch, Grant, Tucker, President Bradley.

No: Council Members Carrino, Martinez, Villani.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Harris.

- 7-R-bg. Resolution establishing Temporary Appropriations for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility, totalling \$8,441,501.33.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and failed of adoption by the following votes:

Yes: Council Members Branch, Grant, Tucker, President Bradley.

No: Council Members Carrino, Martinez, Villani.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Harris.

- 7-R-bh. Resolution canceling part or all of the unencumbered balances in Budget Appropriation for 1992 for the Current Fund.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bi. Resolution canceling part or all of the unencumbered balances in Budget Appropriation for 1992 for the Water Utility Fund.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bj. Resolution authorizing the President of the Municipal Council on behalf of the City of Newark, to execute contract engaging services of H.R. Edwards & Associates as Public Relations Consultant for the Municipal Council for the period beginning January 1, 1993 and ending December 31, 1993, for sum of \$50,000. (Contract awarded without competitive bidding as an Extraordinary, Unspecifiable Service Contract, pursuant to Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.)
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bk. Resolution authorizing the President of the Municipal Council, on behalf of the City of Newark, to execute contract engaging services of Bruno Associates, Inc., as Public Relations Consultant, for the Municipal Council for the period beginning January 1, 1993 and ending December 31, 1993, for sum of \$125,000. (Contract awarded without competitive bidding as an Extraordinary, Unspecifiable Service Contract, pursuant to Local Publics Contracts Law N.J.S.A. 40A:11-1 et seq.).
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Villani, President Bradley.

No: Council Member Tucker.

Absent: Council Member Harris.

- 7-R-bl. Resolution rescinding Tax Abatement and Financial Agreement authorized by Resolution 7-R-b, January 18, 1984, for St. Joseph Urban Renewal Corporation, 166-170 Hudson Street, Block 417, Lot 1, for failure to pay outstanding SILOT charges in the amount of \$35,526.70 and failure to submit certified Financial Statements for 1988, 1989, 1990 and 1991, as required by Financial Agreement, unless said entity within 30 days following such service of certified resolution, pays all outstanding annual service charges and land taxes due and owing and submits the outstanding audit reports.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bm. Resolution amending Resolution 7-R-d, October 1, 1986, Tax Abatement for NEDC Riverfront Urban Renewal Company; 1043-1077 Raymond Boulevard, Block 136, Lot 63; 2-54 River Street, Block 128, Lot 1; 56-70 River Street, Block 132, Lot 1; Rear 56-70 River Street, Block 132, Lot 2; 72-102 River Street, Block 135, Lot 1; Rear 72-102 River Street, Block 135, Lot 2; 850-854 McCarter Highway, Block 137, Lot 13, (Blocks 136, 135, 132 merged into Block 136, Lots 63.01, 63.02 and 63.03; Block 128, Lot 1 and Block 137, Lot 13 remain separate), by excluding land described in Exhibit A (Block 136, Lot 63.02; increasing the capacity of the parking garage from 450 cars to 462 cars; allowing the entity to receive credit for land taxes; requiring entity to submit auditor's report within (30) days of adoption of resolution
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bn. Resolution reinstating Tax Abatement and Financial Agreement approved and assigned by Resolution 7-R-bq, December 20, 1989 of Jin Jay Urban Renewal Corporation, (formerly Johns Urban Renewal Associates) located at 234-236 Market Street, a/k/a 61-65 Edison Place, 137 Mulberry Street, Block 164, Lots 43 & 69 and cancelling taxes and improvement for the year 1991; further requiring entity to submit certified Financial Statement for the years 1986, 1987, 1988, 1989 and 1990 within 60 days of the adoption of resolution; entity has paid all outstanding charges, reinstatement fee of \$2,500. and additional penalty of \$17,500.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bo. Resolution rescinding Tax Abatement and Financial Agreement authorized by Resolution 7-R-e(S), October 11, 1988, for New Community Manor Urban Renewal Corporation, 237-249 South Orange Avenue, Block 261, Lot 58, for failure to pay outstanding SILOT charges in the amount of \$123,684.86 and failure to submit certified Financial Statements for 1990, 1991, as required by the financial agreement, unless said entity within 30 days following such service of certified resolution, pays all outstanding annual service charges and taxes, plus interest and penalties and submits the outstanding audit reports.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bp. Resolution authorizing Mayor and Director of Engineering to ratify Alternates #6, #7 and #8, totalling \$13,557., Contract 91-35, Renovations to Boylan Street Pool, with Cobra Construction Company, Inc., 145 Cator Avenue, Jersey City 07305; further, authorizing Director of Engineering to complete Alternate #9 in amount not to exceed \$75,762.; further, authorizing Director of Engineering to issue Change Orders to complete additional unforeseen work, not to exceed \$23,238., total amount of expenditure to complete the work is not to exceed \$215,781, work to be completed within 180 days from Notice to Proceed. (7-R-cl(A.S.), February 5, 1992, \$433,867.).

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bq-1. Resolution recognizing and commending Captain James Cosgrove, Lieutenant Eugene Nicholson, Sergeant Joseph Curran, Sergeant Tutela, Detective Vincent Cordi, Detective Samuel DeMaio, Detective Anthony Cugliari, Officers Pedro Zamora, Jr., Michael Turner, Frederic Masucci, James Post, Michael LaMotta and John Malanga for their valor in the apprehension and arrest of a burglary suspect on October 22, 1992.

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bq-2. Resolution recognizing and commending Mr. Michael Santucci and Mr. Jeffrey Cicero, Newark residents, for their valor in assisting the Newark Police Department in the arrest of a burglary suspect on October 22, 1992.**

A motion to adopt the resolution was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bq-3. Resolution recognizing and commending Stephen Stalks, Adlei Baseluos, Jones Bardouille, Leon Douglas, Michael Henry, Maynard Steadford, Oswald Kotei, Sando Afake, Orion Pollard, O'Neil Walker, Mario Escobar, Renie Noel, Kenroy Morgan, Joseph Sampson, Dinish Rampoo, Minh Abrogan, Andre Richmond, Gregory Thomlinson, Orson Adams, Cornelius Mackensie and David Laguerrie, coaches and players of the West Side High School Soccer Team.**

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bq-4. Resolution recognizing and commending the Honorable Clifford J. Minor, Presiding Judge, Newark Municipal Courts, on the august occasion of being appointed to the position of Prosecutor of the County of Essex.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bq-5. Resolution recognizing and commending the Guyton-Callahan American Legion Post #152 on the occasion of its Annual Pearl Harbor Commemoration Day.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

A motion to remove from the table "Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1 1/2"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect," (7-R-a, tabled August 5, 1992), was made by Council Member Carrino, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Tucker, Villani, President Bradley.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Harris.

- 7-R-br. Resolution amending Resolution 7-R-e, August 7, 1991, contract with Automated Metering Services, Inc., for repair and maintenance of existing cold water meters (under 1 1/2"), for period May 1, 1991 to April 30, 1992, contract shall not exceed \$150,000., by changing per unit repair price for retrofitting of approximately 1,700 meters at unit price of \$25.70 in lieu of \$21.70 and for plumbing alterations on 50 meters at unit price of \$20.; all other provisions shall remain in full force and effect.**

(Copy of resolution and correspondence submitted to each Member of the Council)
(Resolution tabled August 5, 1992)
(Resolution removed from the table December 16, 1992)

A motion to amend the resolution by adding thereto "that no charges incurred in repairing or retrofitting water meters are to be passed along to the customer" was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Martinez, Tucker, Villani,
President Bradley.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Harris.

A motion to adopt the resolution, as amended, was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Grant, Martinez, Tucker, Villani,
President Bradley.

Not Voting: Council Member Carrino.

Absent During Roll Call: Council Member Rice.

Absent: Council Member Harris.

- 7-R-bs-1. Resolution recognizing and commending Detective Fred Shackelford and Detective (A.S.) Charles Bishop of the Newark Fire Department.**

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani,
President Bradley.

Absent: Council Member Harris.

- 7-R-bs-2. Resolution recognizing and commending Moonyene S. Jackson, Esq. (A.S.)**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani,
President Bradley.

Absent: Council Member Harris.

- 7-R-bs-3. Resolution recognizing and commending Peaceful Zion Baptist Church. (A.S.)**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani,
President Bradley.

Absent: Council Member Harris.

- 7-R-bs-4. Resolution recognizing and commending employees of the Office of the City (A.S.) Clerk.**

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani,
President Bradley.

Absent: Council Member Harris.

**7-R-bt.
(A.S.)** **Resolution urging the New Jersey State Legislature to give its support to a bill which would require a certificate that dwellings conform to state regulations of lead levels upon the sale, transfer or conveyance of property in the State of New Jersey.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

**7-R-bu-1.
(A.S.)** **Resolution expressing profound sorrow and regret at the passing of Reverend John L. Toler, Sr., retired Pastor of New Salem Baptist Church in Newark, New Jersey.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

**7-R-bu-2.
(A.S.)** **Resolution expressing profound sorrow and regret at the passing of William R. Clegg, former Division of Motors Employee.**

A motion to adopt the resolution was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

**7-R-bu-3.
(A.S.)** **Resolution expressing profound sorrow and regret at the passing of Mr. Robert White of Newark, New Jersey.**

A motion to adopt the resolution was made by Council Member Grant, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

**7-R-bu-4.
(A.S.)** **Resolution expressing profound sorrow and regret at the passing of Mr. James Madison of Newark, New Jersey.**

A motion to adopt the resolution was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bv.
(A.S.) **Resolution ratifying and authorizing Mayor to accept funds from State of New Jersey Department of Labor under Job Training Partnership Act (JTPA) for Program Year 1991, in amount of \$300,000., for period July 1, 1991 through June 30, 1993.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bw.
(A.S.) **Resolution ratifying and authorizing Mayor to accept funds from State of New Jersey Department of Labor, under Job Training Partnership Act (JTPA) for Program Year 1992, in amount of \$1,099,000., for period July 1, 1992 through June 30, 1993.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bx.
(A.S.) **Resolution authorizing Director of Finance to implement "Advance Payment Discount Plan" (Water/Sewer-10% discount if the annual bill is paid promptly and in full prior to the first billing due date) for period beginning January 1, 1993 to December 31, 1993. (Exceptions: previously established payment plans; any outstanding balance presently due City, based on another revenue obligation, i.e. Real Estate Taxes or Liens, Traffic Violations, Payroll Taxes, etc. and Wholesale Accounts (Water for Resale))**
(Copy of resolution submitted to each Member of the Council)

A motion to defer action on the resolution and directing the City Clerk to invite Business Administrator Grant, Corporation Counsel Hollar-Gregory and Finance Director Jean, to meet with the Council at its pre-meeting conference January 5, 1993, was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

No: Council Member Harris.

- 7-R-by.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Jobs Training Partnership Act JTPA (FY'93), \$1,399,000.; item available from New Jersey State Department of Labor, Employment and Training Administration.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-bz.
(A.S.) **Resolution authorizing Director of Finance to issue check in amount of \$41,261.16, payable to the PBA and its Attorney, Paul L. Kleinbaum, of Zazzali, Zazzali, Fagella & Nowak, One Riverfront Plaza, Newark, New Jersey 07102; Newark Patrolmen's Benevolent Association, Local 3 (PBA) sued City of Newark to enforce an arbitration award which required the City to reimburse certain police officers the cost of the gasoline allowance that had been stopped during 1991 and 1992; Superior Court of New Jersey ordered the City to pay award and the attorney fees of PBA following unsuccessful appeals and litigation. (PBA-\$40,349.16, their attorney-\$912., totalling \$41,261.16)**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-ca.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Exclusive Bus Lane Program, \$205,632.26.; item available from New Jersey Transit Bus Operations, Inc.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-cb.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Urban Rodent Control, \$59,000.; item available from New Jersey State Department of Health.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-cc.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Multi-Jurisdictional Narcotics Task Force, \$300,000.; item available from Department of Law and Public Safety. (To be used for a program of intensified patrols in the Seth Boyden Housing Projects in order to prevent the sale and abuse of narcotics.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-cd.
(A.S.) **Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Nutrition Project for the Elderly, \$16,329.; item available from Essex County Department of Citizen Services, Division of Aging.**
(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-ce.
(A.S.) Resolution requesting Director of Local Government Services to approve insertion in 1992 City of Newark Budget, Special Item of Appropriation, Unclassified Purposes, Child Care Food Program, \$578,274.57; item available from New Jersey State Department of Education.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-cf.
(A.S.) Resolution ratifying and authorizing Mayor and Police Director to execute Agreement Modification with New Jersey Transit, from October 1, 1992 to September 30, 1993; further authorizing City of Newark to accept funds from New Jersey Transit in amount of \$205,632.26. for extension of program with no extension of length of bus lanes.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-cg.
(A.S.) Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds in amount of \$578,274.57 from New Jersey Department of Education, for the Child Care Food Program, for period October 1, 1992 to September 30, 1993.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-ch.
(A.S.) Resolution ratifying and authorizing Mayor and Police Director to accept Multi-Jurisdictional Narcotics Task Force Sub-Grant in amount of \$400,000. which would include a 25% match provided by City in amount of \$100,000. for period August 1, 1992 to July 31, 1993. (Continue police coverage at Seth Boyden Housing Complex, through a comprehensive program of foot patrol coverage and community policing known as the Drug Free Housing Task Force)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-ci.
(A.S.) Resolution ratifying and authorizing Mayor and Director of Health and Human Services to accept funds from New Jersey State Department of Health, in amount of \$59,000. for provision of Urban Rodent Control Services, for period December 1, 1992 to September 30, 1993.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 7-R-cj.
(A.S.) Resolution authorizing transfer of funds from Office of City Clerk/Municipal Council, Office of the City Clerk, from Equipment, \$50,000. to Services by Contract or Agreement and Office of the City Clerk/Municipal Council, Municipal Council, from Equipment \$15,000. to Materials and Supplies pursuant to N.J.S.A. 40A:4-58.

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

MOTIONS.

- 7-M-a. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF MR. THOMAS BRYANT, III, LONG-TIME NEWARK RESIDENT was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-M-b. A MOTION EXPRESSING PROFOUND SORROW AND REGRET AT THE PASSING OF THE HONORABLE RICHARD JOSEPH HUGHES, FORMER GOVERNOR AND CHIEF JUSTICE OF THE STATE OF NEW JERSEY was made by the Council of the Whole and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-M-c. A MOTION REQUESTING THAT THE LAW DEPARTMENT CONSIDER INITIATING LITIGATION PROCEDURES AGAINST PASSAIC VALLEY SEWERAGE COMMISSIONERS UNLESS IT VOLUNTARILY SUBMITS TO THE CITY A COPY OF THE ORIGINAL RATE STUDY WHICH ESTABLISHED ITS CURRENT RATE STRUCTURE AS WELL AS THE LATEST GOVERNMENT MANDATED REVIEW OF SAID RATE STRUCTURE was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-M-d. A MOTION DIRECTING THE CITY CLERK TO INVITE CITY ADMINISTRATION TO MEET WITH THE MEMBERS OF THE MUNICIPAL COUNCIL AT A FUTURE SPECIAL CONFERENCE TO DISCUSS UNION MATTERS OF LOCAL DISTRICT 6 was made by Council Member Tucker, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-M-e. A MOTION DIRECTING THE CITY CLERK TO PREPARE RESOLUTION RECOGNIZING COMMENDING ASSISTANT CORPORATION COUNSEL AL BROWN was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-M-f. A MOTION WISHING MR. ELMER HERRMANN, A SPEEDY RECOVERY FROM HIS ILLNESS was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.

- 7-M-g-1.** A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING HAVE THE PAY PHONES LOCATED AT 218 SOUTH 10TH STREET REMOVED IMMEDIATELY DUE TO THEIR PRIMARY USE BY ALLEGED DRUG DEALERS was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-M-g-2.** A MOTION REQUESTING THAT THE DIRECTOR OF THE DEPARTMENT OF ENGINEERING HAVE VACANT LOT LOCATED AT 217 SO. 10TH STREET CLEANED was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris
- 7-M-h.** A MOTION WISHING MR. RUDOLPH 'RUDY' ADAMS, A SENIOR CONSTRUCTION INSPECTOR FOR THE CITY OF NEWARK, A SPEEDY RECOVERY FROM HIS ILLNESS was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.
- 7-M-i.** A MOTION RECOGNIZING AND COMMENDING THE NEWARK HOUSING AUTHORITY EMPLOYEE CHORAL FOR ITS MANY MUSICAL PERFORMANCES THROUGHOUT THE CITY OF NEWARK was made by Council Member Branch, seconded by President Bradley and declared adopted by President Bradley by the following votes:
Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.
Absent: Council Member Harris.

COMMUNICATIONS AND PETITIONS.

COMMUNICATIONS.

- 8-a.** Communication from Business Administrator Grant, received December 4, 1992, enclosing proposed, "Ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 147-151 West Market Street, A/K/A Block 407, Lots 12, 14 and 15 within the University Heights Redevelopment Area, Site "E", or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5 (a)(1) and N.J.S.A. 20:1-1 et. seq."
(\$58,800. - Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-j on pages 6 and 7 in the minutes of this meeting)

- 8-b.** Communication from Business Administrator Grant, received December 4, 1992, enclosing proposed, "Ordinance authorizing the Director of the Department of Development to acquire a privately owned property located at 105 West Market Street, A/K/A Block 405, Lot 18 within the University Heights Redevelopment Area, Site "E", or in the alternative authorizing the Corporation Counsel to institute condemnation proceedings against all property owners that refuse to accept the City's offer pursuant to N.J.S.A. 40A:12-5(a)(1) and N.J.S.A. 20:1-1 et. seq."
(\$40,700. - Central Ward)
(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-k on page 7 in the minutes of this meeting)

- 8-c. Communication from Business Administrator Grant, received December 4, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting position titles in the Department of Health and Human Services' (6-S & F-x) adopted July 16, 1986 as amended and supplemented (To institute certain position titles and to abolish others in the Department of Health and Human Services.)"

(Director of Inspections	1	1/1/92	\$40,694.00 - \$49,463.00
Program Coordinator,	1	1/1/92	39,015.70 - 47,043.66
A.I.D.S.		1/1/93	40,576.33 - 48,925.41
(35 Hours)		1/1/94	42,199.38 - 50,882.43

Program Coordinator	1	1/1/92	39,015.70 - 47,043.66
Homeless Health Care		1/1/93	40,576.33 - 48,925.41
Program (35 Hours)		1/1/94	42,199.38 - 50,882.43

(Instituting three titles and abolishing four in Department of Health and Human Services. Title of Director of Inspections is not represented by any bargaining unit. Other two by Newark Council 21, Civil Service Association. No additional departmental headcount, funded by Non-Municipal sources.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(For action on this item, see Ordinance 6-F-l on pages 7 and 8 in the minutes of this meeting)

- 8-d. (A.S.) Communication from His Honor, Mayor Sharpe James, nominating Marilyn E. Williams, for the position of Newark Municipal Court Judge, upon confirmation by the Municipal Council, for a term of three years, commencing upon date of confirmation and expiring December 15, 1995.

(Copy of communication submitted to each Member of the Council)
(Ms. Williams met with the Council December 15, 1992)

(For action on this item, see communication 8-d (A.S.) on pages 13 and 14 in the minutes of this meeting)

- 8-e. (A.S.) Communication from His Honor, Mayor Sharpe James, nominating Allison Brown Jones, for the position of Newark Municipal Court Judge, upon confirmation by the Municipal Council, for a term expiring March 28, 1994.

(Filling unexpired term of Judge Clifford Minor)
(Copy of communication submitted to each Member of the Council)
(Ms. Brown-Jones met with the Council December 15, 1992)

(For action on this item, see communication 8-e (A.S.) on pages 13 and 14 in the minutes of this meeting)

- 8-f. (A.S.) Proposed, "Ordinance to amend Title twenty-one, Chapter Five Section Three of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented (To adjust Sewer and User Charges by establishing an amended rate schedule for sewer users)".

(Copy of communication submitted to each Member of the Council)

(For action on this item, see communication 8-f (A.S.) on page 13 in the minutes of this meeting)

- 8-g. (A.S.) Proposed, "Ordinance repealing Section 6 of Ordinance 6-S & F-p, adopted September 25, 1990, thereby prohibiting the Automatic Pass-through of any increased Water/Sewer costs incurred to comply with Federal or State Laws and Regulations.

(Repeal shall not effect any modifications of the rates which were implemented during the billing year 1992)".

(Copy of communication submitted to each Member of the Council)

(For action on this item, see communication 8-g (A.S.) on page 13 in the minutes of this meeting)

Petitions.

None.

December 16, 1992

PENDING BUSINESS ON THE AGENDA.

- 9-a. Communication from Business Administrator Grant, received June 9, 1992, enclosing proposed, "Ordinance to amend an ordinance entitled, 'An ordinance instituting permanent positions in the Office of the Mayor and establishing salaries therefor,' (6-S & F-c), adopted May 4, 1977, as amended and supplemented (To institute the title of Affirmative Action Officer and to abolish the title of Manager, Office of Affirmative Action on the Office of the Mayor)."

(Affirmative Action 1 1/1/90 \$38,756.00 - \$47,108.00
Officer)

(Instituting position title and abolishing old in the Office of the Mayor which replaces a non-standard title with a new Jersey State Department of Personnel approved title. No salary change. Not represented by any bargaining unit.)

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Council Member Tucker, seconded by President Bradley and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 9-b. Communication from Business Administrator Grant, received October 15, 1992, enclosing proposed, "Ordinance amending Section 23:2-1, One-Way Streets, of Title 23, Traffic and Parking, of the Revised Ordinances of the City of Newark, New Jersey, 1966, as amended and supplemented, rescinding North 11th Street as a One-Way Street." (North Ward)

(Deleting:

North 11th Street

Southbound, from Togo Place to Park Avenue)

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Awaiting approval of Department of Transportation, Division of Traffic Engineering)

A motion to defer action on the ordinance was made by Council Member Carrino, seconded by President Bradley and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 9-c. Proposed, "Ordinance to amend Title 21, Chapter 5, Section 3 of the Revised Ordinances of the City of Newark, New Jersey (1966) as amended and supplemented (To adjust sewer user charges and define residential users)."

(Copy of ordinance and correspondence submitted to each Member of the Council)

A motion to table the ordinance was made by Council Member Tucker, seconded by President Bradley and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

NEW BUSINESS ON THE AGENDA.

None.

December 16, 1992

MISCELLANEOUS.

- 11-a.** The City Clerk reported the following Bingo and Raffle Licenses were issued from November 20, 1992 to December 7, 1992:

BINGO LICENSES

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
St. Rose of Lima Church	10780
Catholic Youth Organization of St. Francis Xavier Church	10782
Immaculate Conception Church General Committee	10792
Immaculate Conception Church	10794
Ms. Civic Association	10796
Babyland Nursery, Inc.	10797
Babyland Nursery, Inc.	10798
Ms. Civic Association	10799

RAFFLE LICENSE

<u>LICENSEE</u>	<u>LICENSE NUMBER</u>
Catholic Youth Organization of St. Francis Xavier Church	10781
Newark Archdiocesan Council of The National Council of Catholic Women	10783
Newark Archdiocesan Council of the National Council of Catholic Women	10784
Immaculate Conception Church General Committee	10791
Immaculate Conception Church	10793
Charles E. Hall - Georgiana Memorial Scholarship Fund	10795
New Jersey Symphony Orchestra	10951

A motion to concur in the Report was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Member Harris.

- 11-b.** Application for Street Dedications for ceremonial purposes were approved by President Bradley in accordance with Ordinance 6-S & F-e, January 22, 1992:

None.

December 16, 1992

ADJOURNMENT.

12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Carrino, Grant, Martinez, Rice, Tucker, Villani, President Bradley.

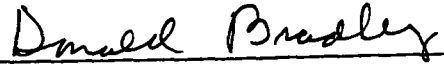
Absent: Council Member Harris.

This meeting adjourned at 11:10 P.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

1

1

1

Newark, New Jersey, December 22, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, Third Floor, City Hall, Newark, New Jersey at 11:25 A.M.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Martinez, Rice, Tucker, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Carrino, Grant, Harris, Villani.

(Council Member Villani arrived 11:54 P.M.)

City Clerk Marasco read letter dated December 17, 1992, from Council President Bradley, calling a special meeting of the Municipal Council for Tuesday, December 22, 1992, at 10:00 A.M., or as soon thereafter as practical in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

Refunding Bond Ordinance providing for the payment of amounts owing to others for taxes levied in and by the City of Newark, in the County of Essex, New Jersey, for the Tax Year 1992 and appropriating \$8,200,000. therefor and authorizing the issuance of \$8,200,000. refunding bonds or notes of the City for financing the cost thereof. (6-F-a (S) adopted December 8, 1992)

Refunding Bond Ordinance providing for the payment of amounts owing to others for taxes levied in and by the City of Newark in the County of Essex, New Jersey, for the Tax Year 1992 and appropriating \$4,800,000. therefor and authorizing the issuance of \$4,800,000. refunding bonds or notes of the City for refinancing the cost thereof.

Resolution declaring Intent of Municipal Council of the City of Newark, in the County of Essex, State of New Jersey, to finance the payment of amounts owing to others for taxes levied in and by the City of Newark, for the Tax Year 1992 through the issuance of bonds or notes of the City.

Resolution of the City of Newark making application to the Local Finance Board pursuant to N.J.S.A. 40A:2-51 et seq. and N.J.S.A. 40A:3-1 et seq. for approval of the refunding which provides for payments of amounts owing to others for taxes levied in and by the City of Newark, in the County of Essex, New Jersey, appropriating \$4,800,000. therefor and authorizing the issuance of \$4,800,000. qualified bonds or notes of the City for financing the cost thereof.

December 22, 1992

City Clerk Marasco further read letter dated December 18, 1992, from Council President Bradley requesting the following be added to the Call of the special meeting for Tuesday, December 22, 1992, at 10:00 A.M. or as soon thereafter as practical in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

Reappointment of Special Police Officers, for period ending December 31, 1993.

Resolution amending Resolution 7-R-g (S), December 8, 1992, "Resolution authorizing Director of Finance to issue check in amount of \$718.40 payable to William Cagle, for overpayment of water/sewer charges on premises known as 270 North 5th Street," by changing name of payee to read Beatrice Cagle.

Resolution approving determination of Central Planning Board that City Tax Block 1915, Lots 52, 51, 72, 50 and 49 (211-219 Fifth Street), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended.

Resolution approving determination of Central Planning Board that City Tax Block 1916, Lots 38 and 35 (188-198 Fifth Street, a/k/a 351-357 Seventh Avenue-West), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended.

Resolution approving determination of Central Planning Board that City Tax Block 1920, Lot 38 (318-320 Sixth Avenue-West, a/k/a 62-64 North 9th Street), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended.

Resolution approving determination of Central Planning Board that City Tax Block 1921, Lots 33, 37 and 39 (1-15 North 12th Street, a/k/a 461-467 Seventh Avenue-West), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended.

December 22, 1992

Resolution approving determination of Central Planning Board that City Tax Block 1921, Lots 59, 61 and 62 (53-63 North 12th Street, a/k/a 348-350 Sixth Avenue-West), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended.

Resolution approving determination of Central Planning Board that City Tax Block 1922, Lots 48, 49, 50 and 51 (59-65 North 13th Street), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended.

Resolution approving determination of Central Planning Board that City Tax Block 1922, Lots 13 and 12 (38-44 North 12th Street), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended.

Resolution approving determination of Central Planning Board that City Tax Block 1922, Lots 8 and 7 (352-354 Sixth Avenue-West, a/k/a 58-64 North 12th Street), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended.

Resolution approving determination of Central Planning Board that City Tax Block 1923, Lots 26, 27, 28, 29, 30, 32 and 34 (30-42 North 13th Street and 485-495 Seventh Avenue-West), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended.

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail The Star Ledger and Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and by filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

December 22, 1992

In addition, the notices of these meetings were similarly disseminated on December 17, 1992 and December 18, 1992, at the time of their preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

After Resolution 7-R-b, this ordinance was considered.

ORDINANCES ON FIRST READING.

President Bradley called for ordinances on first reading.

A motion to consider Item 8-a on Ordinances on First Reading was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker,
President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

6-F-a. (S-1)

Refunding Bond Ordinance providing for the payment of amounts owing to others for taxes levied in and by the City of Newark, in the County of Essex, New Jersey, for the Tax Year 1992, and appropriating \$4,800,000. therefor and authorizing the issuance of \$4,800,000. refunding bonds or notes of the City for financing the cost thereof.

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Assistant Corporation Counsel Watson met with the Council December 22, 1992)

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker,
President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

President Bradley: The yeses are five, the noes are none and four absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1992.

A motion to reconsider the ordinance on first reading was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, Villani
President Bradley.

Absent: Council Members Carrino, Grant, Harris.

December 22, 1992

A motion to adopt the ordinance on first reading was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Villani, President Bradley.

Not Voting: Council Member Tucker.

Absent: Council Members Carrino, Grant, Harris.

President Bradley: The yeases are five, the noes are none, one not voting and three absent. This ordinance is declared adopted on first reading and the City Clerk is hereby authorized and directed to advertise said ordinance and give public notice of its introduction and passage on first reading as provided by law. This ordinance will come up for a public hearing and be considered for further action on January 6, 1992.

ORDINANCES ON PUBLIC HEARING, SECOND READING AND FINAL PASSAGE.

President Bradley called for ordinances on public hearing, second reading and final passage.

6-Ph, S & F-a. (S-1)

The City Clerk: The following ordinance was adopted on first reading, advertised in accordance with law and a hearing date set. It is now before you for public hearing, second reading and final passage.

Refunding Bond Ordinance providing for the payment of amounts owing to others for taxes levied in and by the City of Newark, in the County of Essex, New Jersey for the Tax Year 1992 and appropriating \$8,200,000. therefor and authorizing the issuance of \$8,200,000. refunding bonds or notes of the City for financing the cost thereof.

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY:

Section 1. The City of Newark, New Jersey is hereby authorized to pay an aggregate amount not exceeding \$7,963,427 for amounts owed or which may be owed by the City to the owners of various properties for taxes levied in the City, as more particularly described on the List of Owners and Properties involved in Tax Appeals, for the year 1992, dated November 23, 1992 and available for inspection in the office of the Municipal Clerk, which List is hereby incorporated by reference and attached hereto as Exhibit A as if set forth at length herein.

Section 2. An aggregate amount not exceeding \$236,573 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 and 40A:2-51 has been included in the aggregate principal amount of refunding bonds authorized herein.

Section 3. In order to finance the cost of the tax refunds described in Section 1 hereof, negotiable refunding bonds are hereby authorized to be issued in the principal amount of \$8,200,000 pursuant to the Local Bond Law.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the City (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the delivery thereof. The Chief Financial Officer is directed to report in writing to the Municipal Council of the City at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the chief financial officer of the City as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein.

Section 6. The City hereby represents that amounts appropriated pursuant to this refunding bond ordinance to be applied to the payment of tax appeals referred to herein shall be borrowed only as needed to satisfy the City's obligations pursuant to any tax appeal judgment adverse to the City or any tax appeal settlements.

Section 7. The City shall not take any action, or fail to take any action, if any such action or failure to take action would adversely affect the exclusion from gross income of the holders of the bonds or notes authorized hereby of the interest thereon under Section 103 of the Internal Revenue Code 1986, as amended, and the regulations promulgated thereunder or

applicable with respect thereto (the "Code"). The City shall not directly or indirectly use or permit the use of any proceeds of such obligations or any other funds of the City, or take or omit to take any action, that would cause such obligations to be "arbitrage bonds" within the meaning of Section 148(a) of the Code, and will comply with all requirements of Section 148 of the Code to the extent applicable to the bonds and notes authorized hereby and all proceeds thereof, including without limitation restricting the yield on the investment of any moneys in the manner and to the extent necessary to comply with said Code section.

Section 8. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this ordinance as finally adopted.

President Bradley called for those desiring to be heard on the ordinance to approach the rail, give their name and address and be heard.

No one appearing, a motion to close the hearing and adopt the ordinance on second reading and final passage was made by President Bradley, seconded by Council Member Branch and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Grant, Harris.

President Bradley: The yeses are six, the noes are none and three absent. This ordinance having been read on two separate days and having achieved the vote required by the statute, is declared adopted. The City Clerk is directed to deliver same to the Mayor for his approval or disapproval.

RESOLUTIONS.

7-R-a. (S-1)

Resolution declaring Intent of Municipal Council of the City of Newark in the County of Essex, State of New Jersey, to finance the payment of amounts owing to others for taxes levied in and by the City of Newark, for the Tax Year 1992 through the issuance of bonds or notes of the City.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Assistant Corporation Counsel Watson met with the Council December 22, 1992)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

7-R-b. (S-1)

Resolution of the City of Newark making application to the Local Finance Board pursuant to N.J.S.A. 40A:2-51, et seq., and N.J.S.A. 40A:3-1, et seq., for approval of the refunding which provides for payments of amounts owing to others for taxes levied in and by the City of Newark, in the County of Essex, New Jersey appropriating \$4,800,000., therefor and authorizing the issuance of \$4,800,000. qualified bonds or notes of the City for financing the cost thereof.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Assistant Corporation Counsel Watson met with the Council December 22, 1992)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

A motion to reconsider this resolution was made by Council Member Tucker, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Grant, Harris.

A motion to adopt the resolution was made by Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Villani, President Bradley.

Not Voting: Council Member Tucker.

Absent: Council Members Carrino, Grant, Harris.

7-R-c. (S-1)

Resolution reappointing 77 Special Police Officers, for period commencing immediately and ending December 31, 1993.

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Martinez, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

7-R-d. (S-1)

Resolution amending Resolution 7-R-g (S), December 8, 1992, "Resolution authorizing Director of Finance to issue check in amount of \$718.40 payable to William Cagle, for overpayment of water/sewer charges on premises known as 270 North 5th Street," by changing name of payee to read Beatrice Cagle.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Assistant Corporation Counsel Watson met with the Council December 22, 1992)

A motion to adopt the resolution was made by the Council of the Whole and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

7-R-e. (S-1)

Resolution approving determination of Central Planning Board that City Tax Block 1915, Lots 52, 51, 72, 50 and 49 (211-219 Fifth Street), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended. (Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

7-R-f. (S-1)

Resolution approving determination of Central Planning Board that City Tax Block 1916, Lots 38 and 35 (188-198 Fifth Street, a/k/a 351-357 Seventh Avenue-West), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended. (Central Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

7-R-g. (S-1)

Resolution approving determination of Central Planning Board that City Tax Block 1920, Lot 38 (318-320 Sixth Avenue-West, a/k/a 62-64 North 9th Street), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended. (West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

7-R-h. (S-1)

Resolution approving determination of Central Planning Board that City Tax Block 1921, Lots 33, 37 and 39 (1-15 North 12th Street, a/k/a 461-467 Seventh Avenue-West), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended. (West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

7-R-i. (S-1)

Resolution approving determination of Central Planning Board that City Tax Block 1921, Lots 59, 61 and 62 (53-63 North 12th Street, a/k/a 348-350 Sixth Avenue-West), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended. (West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

7-R-j. (S-1)

Resolution approving determination of Central Planning Board that City Tax Block 1922, Lots 48, 49, 50 and 51 (59-65 North 13th Street), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended. (West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker,
President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

7-R-k. (S-1)

Resolution approving determination of Central Planning Board that City Tax Block 1922, Lots 13 and 12 (38-44 North 12th Street), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended. (West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker,
President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

7-R-l. (S-1)

Resolution approving determination of Central Planning Board that City Tax Block 1922, Lots 8 and 7 (352-354 Sixth Avenue-West, a/k/a 58-64 North 12th Street), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended. (West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker,
President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

7-R-m. (S-1)

Resolution approving determination of Central Planning Board that City Tax Block 1923, Lots 26, 27, 28, 29, 30, 32 and 34 (30-42 North 13th Street and 485-495 Seventh Avenue-West), as described in the Report of Findings of the Central Planning Board, pursuant to Resolution 7-R-bk (A.S.), adopted by the Municipal Council, City of Newark, New Jersey, November 5, 1992, is an Area in need of Redevelopment as defined in paragraph 5.e of Chapter 79 of the Laws of 1992 of New Jersey (N.J.S.A. 40A:12A-1.1 et seq.), as amended. (West Ward)

(Copy of resolution and correspondence submitted to each Member of the Council)

A motion to adopt the resolution was made by Council Member Rice, seconded by Council Member Martinez and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, President Bradley.

Absent: Council Members Carrino, Grant, Harris, Villani.

COMMUNICATIONS.

- 8-a. (S-1) Communication from Business Administrator Grant, received December 16, 1992, enclosing proposed, "Refunding Bond Ordinance providing for the payment of amounts owing to others for taxes levied in and by the City of Newark, in the County of Essex, New Jersey, for the Tax Year 1992, and appropriating \$4,800,000. therefor and authorizing the issuance of \$4,800,000. refunding bonds or notes of the City for financing the cost thereof."

(Copy of ordinance and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Assistant Corporation Counsel Watson met with the Council December 22, 1992).

(For action on this item see Ordinance 6-F-a (S-1) on page 4 in the minutes of this meeting)

ADJOURNMENT.

- 12-a. A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, Villani, President Bradley.

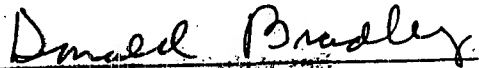
Absent: Council Members Carrino, Grant, Harris.

This meeting adjourned at 11:58 A.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President

Newark, New Jersey, December 22, 1992

A special meeting of the Municipal Council of the City of Newark, New Jersey, was held on the above date in the Council Conference Room, Room 304, Third Floor, City Hall, Newark, New Jersey at 11:58 A.M.

President Bradley called the meeting to order and asked for roll call.

Present: Council Members Branch, Martinez, Rice, Tucker, Villani, President Bradley, City Clerk Robert P. Marasco, Clerk of the Municipal Council.

Absent: Council Members Carino, Grant, Harris.

City Clerk Marasco read letter dated December 18, 1992, from His Honor Mayor Sharpe James, calling a special meeting for Tuesday, December 22, 1992, at 10:00 A.M., or as soon thereafter as practical in the Council Conference Room, Room 304/Council Chamber, Second Floor, City Hall, Newark, to consider the following legislation:

Resolution establishing temporary appropriations for Municipal Debt Service - \$8,731,363., School Debt Service - \$8,769,030., Water Utility Debt Service - \$5,126,565., totalling \$22,626,958. (Resolution 7-R-bf, deferred December 16, 1993)

Resolution establishing temporary appropriations for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility, totalling \$8,441,501.33. (Resolution 7-R-bg, deferred December 16, 1992)

City Clerk Marasco stated, "In accordance with New Jersey P.L. 1975, Chapter 231, Section 5, adequate notice of this meeting has been provided by notifying by mail the Newark Star Ledger and the Jersey Journal, by posting on the designated bulletin board in the basement of City Hall and filing in the Office of the City Clerk on December 18, 1991, the schedule of regular meetings and conferences of the Newark Municipal Council.

In addition, the notice of this meeting was similarly disseminated on December 18, 1992, at the time of its preparation. All persons who prepaid for advance notice of meetings also received copies of the notice as required by law."

RESOLUTIONS.

7-R-a. (S-2)

Resolution establishing temporary appropriations for Municipal Debt Service-\$8,731,363., School Debt Service-\$8,769,030., Water Utility Debt Service-\$5,126,565., totalling \$22,626,958.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Assistant Corporation Counsel Watson met with the Council December 22, 1992)

December 22, 1992

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and failed of adoption by the following votes:

Yes: Council Members Branch, Rice, Tucker, President Bradley.

No: Council Member Martinez.

Absent: Council Members Carrino, Grant, Harris, Villani.

At a later time in the meeting, a motion to reconsider the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Martinez, Rice, Tucker, Villani, President Bradley.

Absent: Council Members Carrino, Grant, Harris.

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Rice, Tucker, Villani, President Bradley.

No: Council Member Martinez.

Absent: Council Members Carrino, Grant, Harris.

7-R-b. (S-2)

Resolution establishing temporary appropriations for Water Utility and Deferred Charges and Statutory Expenditures, Water Utility, totalling \$8,441,501.33.

(Copy of resolution and correspondence submitted to each Member of the Council)

(Business Administrator Grant and Assistant Corporation Counsel Watson met with the Council December 22, 1992)

A motion to adopt the resolution was made by Council Member Rice, seconded by President Bradley and declared adopted by President Bradley by the following votes:

Yes: Council Members Branch, Rice, Tucker, Villani, President Bradley.

No: Council Member Martinez.

Absent: Council Members Carrino, Grant, Harris.

ADJOURNMENT.

12-a.

A motion to adjourn the meeting was made by the Council of the Whole and adopted by the following vote:

Yes: Council Members Branch, Martinez, Rice, Tucker, Villani, President Bradley.

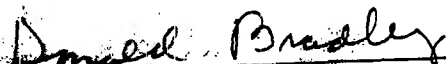
Absent: Council Members Carrino, Grant, Harris.

This meeting adjourned at 11:59 A.M.

APPROVED:



Robert P. Marasco
City Clerk



Donald Bradley
President